Nru. 479

MINISTERU GĦAT-TRASPORT, INFASTRUTTURA U PROĠETTI KAPITALI

Skema tal-Gvern biex aktar Vetturi Jaħdmu bl-Autogas

IL-MINISTERU għat-Trasport, Infastruttura u Proġetti Kapitali, flimkien mal-Awtorità għat- Trasport f'Malta, ser iniedu skema oħra ta' għotja ta' flus sabiex jinċentivaw lissidien ta' vetturi bil-mutur jagħmlu t-tibdil meħtieġ sabiex dawn il-vetturi jkunu jistgħu jaħdmu wkoll bl-autogas. Din hija miżura oħra favur l-ambjent maħsuba biex ikomplu jonqsu l-emmissjonijiet mit-traffiku stradali.

Soġġetta għall-kundizzjonijiet li ġejjin, se jinħarġu massimu ta' mija u ħamsa u għoxrin (125) għotja, ta' erba' mitt Euro (€400) kull waħda, għal kull vettura fil-kategorija M1 jew N1 li tkun immodifikata sabiex tkun tista' taħdem bl-autogas.

L-iskema tidħol fis-seħħ fl-1 ta' Jannar 2021 u tagħlaq fil-31 ta' Diċembru 2021 jew qabel jekk l-għotjiet disponibbli jkunu ingħataw kollha. Persuni li għamlu modifika fil-vettura tagħhom fi snin ta' qabel sabiex din taħdem bil-autogas jistgħu japplikaw għall-iskema.

L-għotjiet taħt din l-iskema se jingħataw fuq bażi ta' min jiġi l-ewwel jinqeda l-ewwel.

L-ISKEMA

1. Interpretazzjoni

Għall-finijiet ta' din l-iskema, sakemm ir-rabta tal-kliem ma tkunx teħtieġ xort'oħra:

'applikant' tfisser il-persuna li tkun qiegħda tapplika għall-għotja taħt din l-iskema u li, filwaqt li tkun persuna li hi residenti Malta jew impriża stabbilita f'Malta, jkollha l-vettura reġistrata f'isimha;

'applikazzjoni' tfisser l-applikazzjoni li ssir għal għotja taħt din l-iskema;

'autogas' tfisser liquefied petroleum gas bi speċifikazzjoni skont MSA EN 589 użat għall-propulsjoni ta' vetturi bil-mutur;

'vettura fil-kategorija M1' tfisser, għall-finijiet ta' din l-iskema, vettura bil-mutur użata għall-ġarr tal-passiġġieri u li tista' ġġorr mhux iktar minn tmien (8) passiġġieri apparti s-sewwieq;

No. 479

MINISTRY FOR TRANSPORT, INFRASTRUCTURE AND CAPITAL PROJECTS

Government scheme to Incentivise more Autogas Powered Vehicles

THE Ministry for Transport, Infrastructure and Capital Projects in conjunction with the Authority for Transport in Malta, will be launching another grant scheme to incentivise vehicle owners to convert their vehicle to autogas. This is another environment friendly budget measure aimed at reducing further emissions from road traffic.

Subject to the below conditions, a maximum of one hundred and twenty-five (125) grants, of four hundred Euro (€400) each, will be paid when Category M1 or N1 motor vehicles are converted to autogas.

The scheme comes into effect on the 1st January, 2021 and closes on the 31st December, 2021 or earlier if the available grants have been issued. Persons who have converted their vehicle to autogas during the past years may still apply for the scheme.

The grants in this scheme shall be assigned on a first-come-first-served basis.

THE SCHEME

1. Interpretation

For the purposes of the scheme, unless the context otherwise requires:

'applicant' means the person applying for a grant under this scheme and who, apart from being a person residing in Malta or an undertaking established in Malta, has the vehicle registered in his/her name;

'application' means the application made for a grant under this scheme;

'autogas' means liquefied petroleum gas with specifications according to MSA EN 589 used for the propulsion of motor vehicles;

'Category M1 vehicle' means, for the purposes of this scheme, a motor vehicle used for the carriage of persons and which may carry no more than eight (8) passengers in addition to the driver;

'vettura fil-kategorija N1' tfisser, għall-finijiet ta' din l-iskema, vettura bil-mutur użata għall-ġarr tal-merkanzija u li għandha piż massimu permissibbli li ma jaqbiżx it-tliet tunnellati u nofs (3.5 tunnellati);

'Category N1 vehicle' means a motor vehicle used for the carriage of goods and having a maximum mass not exceeding three and a half (3.5) tonnes;

'ċertifikat tal-modifika' tfisser iċ-ċertifikat maħruġ mill-persuna kompetenti wara li ssir il-modifika fil-vettura bil-mutur għall-użu tal-autogas fis-sistema ta' propulsjoni tagħha;

'certificate of retrofitting' means the certificate issued by a competent person after the carrying out of the retrofitting of a motor vehicle for the use of LPG in its propulsion system;

'persuna kompetenti' tfisser il-persuna li jkollha l-approvazzjoni tar-Regolatur għas-Servizzi tal-Enerġija u l-Ilma biex twettaq xogħol, superviżjoni u ċertifikazzjoni relatata mal-autogas kompriża l-modifika;

'competent person' means the person who is approved by the Regulator for Energy and Water Services to carry out work, supervision and certification related to autogas including retrofitting;

'għotja' tfisser l-għotja li qiegħda tingħata taħt din l-iskema lil applikant li jissodisfa r-rekwiżiti tat-taqsima 4;

'grant' means the grant being given under this scheme to an applicant who satisfies the requirements of section 4;

'vettura bil-mutur' tfisser vettura fil-kategorija M1 jew N1;

'motor vehicle' means a Category M1 or N1 vehicle;

'Malta' tfisser il-gżejjer Maltin;

'Malta' means the islands of Malta;

'persuna' tfisser persuna fiżika;

'person' means a natural person;

'persuna residenti f'Malta' tfisser persuna fiżika li jkollha dokument ta' identifikazzjoni legalment validu maħruġ skont l-Att dwar il-Karta tal-Identità u Dokumenti oħra tal-Identità (Kap. 258) jew li jkollha permess ta' residenza jew ittra maħruġa mill-uffiċċju tal-espatrijazzjoni fil-Ministeru għall-Intern, is-Sigurtà Nazzjonali u l-Infurzar tal-Liġi;

'person residing in Malta' means a natural person who either holds a legally valid identification document issued in terms of the Identity Card and other Identity Documents Act (Cap. 258) or who has a residence permit or a letter issued from the expatriate office at the Ministry for Home Affairs, National Security and Law Enforcement;

'sid reġistrat' tfisser il-persuna li f'isimha vettura tkun ġiet reġistrata minn Transport Malta;

'registered owner' means the person in whose name a motor vehicle is registered by Transport Malta;

'ir-Regolatur għas-Servizzi tal-Enerġija u l-Ilma' jfisser ir-regolatur għas-Servizzi tal-Enerġija u l-Ilma responsabbli għas-servizzi relattivi għall-enerġija u l-ilma u sabiex jipprovdi dwar affarijiet anċillari għal dan jew konnessi ma' dan;

'Regulator for Energy and Water Services' means the Regulator responsible for services relating to energy and water, and to make provision with respect to matters ancillary thereto and connected therewith;

'impriża waħda tinkludi, għall-iskopijiet ta' din l-iskema, l-intrapriżi kollha li jkollhom bejniethom mill-inqas waħda mir-relazzjonijiet li ġejjin:

'Single undertaking' includes, for the purposes of this scheme, all enterprises having at least one of the following relationships with each other:

a) intrapriża waħda li jkollha l-maġġoranza tad-drittijiet tal-vot tal-azzjonisti jew tal-membri f'intrapriża oħra;

a) one enterprise has a majority of the shareholders' or members' voting rights in another enterprise;

b) intrapriża waħda li jkollha d-dritt taħtar jew tneħħi maġġoranza mill-membri tal-korp amministrattiv, tal-ġestjoni jew dak ta' sorveljanza ta' intrapriża oħra;

b) one enterprise has the right to appoint or remove a majority of the members of the administrative, management or supervisory body of another enterprise;

c) intrapriża waħda li jkollha d-dritt teżerċita influwenza dominanti fuq intrapriża oħra skont kuntratt ma' dik

c) one enterprise has the right to exercise a dominant influence over another enterprise pursuant to a contract

l-intrapriża jew skont dispożizzjoni tal-memorandum jew tal-artikoli ta' assoċjazzjoni tagħha;

d) intrapriża waħda, illi tkun azzjonista fi jew membru ta' intrapriża oħra, tikkontrolla waħedha, skont ftehim ma' azzjonisti oħra fi jew membri ta' dik l-intrapriża, maġġoranza tad-drittijiet tal-voti tal-azzjonisti jew tal-membri f'dik l-intrapriża.

L-intrapriżi li jkollhom waħda mir-relazzjonijiet imsemmijin fil-punti (a) sa (d) tal-ewwel subparagrafu permezz ta' intrapriża waħda jew aktar għandhom wkoll jitqiesu bħala impriża waħda.

'Transport Malta' tfisser l-Awtorità għat-Trasport f'Malta stabbilita bl-Att dwar l-Awtorità għat-Trasport f'Malta (Kap. 499);

'impriża stabbilita f'Malta' tfisser kull kumpanija kummerċjali, kompriżi soċjetajiet bi sħubija, reġistrata f'Malta mal-Awtorità Maltija għas-Servizzi Finanzjarji jew persuna li taħdem għal rasha skond il-liġi nazzjonali, jew kooperattiva;

'ċertifikat tar-reġistrazzjoni tal-vettura' tfisser iċ-ċertifikat ta' reġistrazzjoni ta' vettura maħruġ minn Transort Malta li jiċċertifika li l-vettura bil-mutur hija reġistrata u f'isem min il-vettura hija reġistrata;

2. Għal min tapplika l-iskema

2.1 L-iskema għall-għotja ta' erba' mitt Euro (€400) għall-modifika ta' vettura fil-kategorija M1 jew N1 tapplika għal persuna residenti f'Malta jew impriża stabbilita f'Malta, skont il-limiti stabbiliti mir-regoli De Minimis[1], li hija s-sid reġistrat ta' vettura bil-mutur li:

(a) tkun reġistrata ma' u jkollha liċenzja maħruġa minn Transport Malta f'isem l-applikant fid-data tal-modifika u fid-data tal-applikazzjoni għall-għotja;

(b) tkun ġiet ikkonvertita għall-autogas minn persuna kompetenti; u

(c) t-tagħmir tal-autogas jew is-sistema tal-modifika tal-autogas stallati fuqha jkunu konformi mar-rekwiżiti

[1]Ir-Regoli De Minimis huma stipulati fir-Regolament tal-Kummissjoni (UE) Nru. 1407/2013 tat-18 ta' Diċembru 2013 dwar l-applikazzjoni tal-Artikoli 107 u 108 tat-Trattat dwar il-Funzjonament tal-Unjoni Ewropea għall-għajnuna de minimis [OJ L 352/1] kif emendat bir-Regolament tal-Kummissjoni (UE) 2020/972 tat-2 ta' Lulju 2020 li jemenda r-Regolament (UE) Nru 1407/2013 fir-rigward tal-estensjoni tiegħu u li jemenda r-Regolament (UE) Nru 651/2014 fir-rigward tal-estensjoni tiegħu u l-aġġustamenti rilevanti [ĠU L 215/3].

entered with that enterprise or to a provision in its memorandum or articles of association;

d) one enterprise, which is a shareholder in or member of another enterprise, controls alone, pursuant to an agreement with other shareholders in or members of that enterprise, a majority of shareholders' or members' voting rights in that enterprise.

Enterprises having any of the relationships referred to in points (a) to (d) above through one or more other enterprises shall also be considered to be a single undertaking.

'Transport Malta' means the Authority for Transport in Malta set up under the provisions of the Authority for Transport in Malta Act (Cap. 499);

'undertaking established in Malta' means any commercial company, including partnerships, registered in Malta with the Malta Financial Services Authority, or a self-employed person in accordance to National Law, or a cooperative society;

'vehicle registration certificate' means the vehicle registration certificate issued by Transport Malta providing proof of registration of the motor vehicle and in whose name the vehicle is registered.

2. Area of applicability

2.1 The scheme for a grant of four hundred Euro (€400) for the conversion of an M1 or N1 category vehicle applies to a person residing in Malta or an undertaking established in Malta, in accordance with the De Minimis[1] rules, who is the registered owner of a motor vehicle which:

(a) is registered with and licensed by Transport Malta in the name of the applicant on the date of conversion and on the date of application for the grant,

(b) has been converted to autogas by a competent person, and

(c) is installed with an autogas equipment or an autogas modification system that complies with the requirements of

[1]De Minimis rules are stipulated in Commission Regulation (EU) No. 1407/2013 of 18 December 2013 on the application of Articles 107 and 108 of the Treaty on the Functioning of the European Union to de minimis aid [OJ L 352/1] as amended by Commission Regulation (EU) 2020/972 of 2 July 2020, amending Regulation (EU) No 1407/2013 as regards it prolongation and amending Regulation (EU) No 651/2014 as regards its prolongation and relevant adjustments [OJ L 215/3].

tal-UN ECE 67 jew UN ECE 115 u jkunu ġew approvati minn awtorità ta' approvazzjoni tat-tip awtorizzata skont ir-Regolament (UE) 2018/858 . Vetturi li jaħdmu b'magna diesel ma għandhomx japplikaw għal din l-iskema.

3. Kif għandha ssir l-applikazzjoni u d-dokumenti li għandhom jiġu ippreżentati

Applikazzjoni għal għotja taħt din l-iskema għandha ssir mis-sid reġistrat wara li ssir il-modifika tal-vettura bil-mutur bit-tagħmir tal-autogas minn persuna kompetenti fil-formola ta' applikazzjoni VEH 62 u għandu jkun fiha dak it-tagħrif, dettalji u dokumenti kollha kif meħtieġa fl-imsemmija formola u skont din l-iskema. Is-sid reġistrat għandu jissottometti l-formola tal-applikazzjoni VEH 62 li tista' titniżżel mill-website ta' Transport Malta jew tinġabar mill-uffiċċji ta' Transport Malta fir-Rabat Ġdid, f'Ħal Lija jew f'Għawdex.

(ii) L-applikazzjoni għandha tiġi ffirmata u ttimbrata mill-persuna kompetenti u għandhom jiġu preżentati magħha d-dokumenti u l-ħlas li ġejjin:

(a) kopja taċ-ċertifikat tal-modifika maħruġ mill-persuna kompetenti;

(b) kopja tal-irċevuta fiskali maħruġa mill-persuna kompetenti;

(c) iċ-ċertifikat tar-reġistrazzjoni oriġinali tal-vettura (il-logbook);

(d) ċertifikat tal-VRT maħruġ fi żmien tletin (30) jum wara l-modifika;

(e) kopja ta' dokument ta' identifikazzjoni tal-applikant legalment validu jew permess ta' residenza jew acknowledgement maħruġa mill-uffiċċju tal-espatrijazzjoni (Ministeru għall-Intern, is-Sigurtà Nazzjonali u l-Infurzar tal-Liġi);

(f) fil-każ ta' applikazzjoni minn impriża stabbilita f'Malta, ċ-ċertifikat tar-reġistrazzjoni tal-impriża u riżoluzzjoni tal-bord li tidentifika r-rappreżentant awtorizzat;

(g) dritt amministrattiv ta' €10, pagabbli lil Transport Malta, għall-ħruġ ta' ċertifikat tar-reġistrazzjoni ġdid.

(iii) Applikazzjonijiet taħt din l-iskema, flimkien mad-dokumenti kollha relevanti, għandhom jiġu ppreżentati mill-applikant lil Transport Malta, Taqsima tal-Liċenzjar tal-Vetturi, A3 Towers, Triq l-Arkata, Rabat Ġdid, bejn is-7.30 a.m. u s-1.00 p.m. fil-ġranet tax-xogħol jew mibgħuta bil-posta fl-istess indirizz.

UN ECE 67 or UN ECE 115 and has been approved by an approving authority as the kind authorized in accordance with Regulation (EU) 2018/858. Vehicles powered by diesel engines shall not apply to this scheme.

3. Manner of application and supporting documents

(i) An application for a grant under this scheme shall be made by the registered owner following the retrofitting of the motor vehicle with autogas equipment by a competent person. The registered owner shall submit the application form VEH 62, and shall include all the information, details and documents as required in the said form and in terms of this scheme. Application form VEH 62 may be downloaded from Transport Malta's website or collected from Transport Malta's offices in Paola, Lija or Gozo.

(ii) Applications shall be signed and stamped by the competent person and shall be accompanied by the following documents and payment:

(a) a copy of the certificate of retrofitting issued by the competent person;

(b) a copy of the fiscal receipt issued by the competent person;

(c) the original vehicle's registration certificate (logbook);

(d) a VRT certificate, issued within thirty days (30) days after the retrofitting;

(e) a copy of a legally valid identification document of the applicant or a residence permit or an acknowledgement issued by the expatriate office (Ministry for Home Affairs, National Security and Law Enforcement);

(f) in the case of applications submitted by an undertaking established Malta, the registration certificate of the undertaking and a board resolution identifying its authorised representative;

(g) an administrative fee of ten Euro (€10), payable to Transport Malta, for the issue of a new registration certificate.

(iii) Applications under this scheme, together with all the relevant documents, shall be submitted by the applicant to Transport Malta, Vehicle Licensing Unit, A3 Towers, Arcade Street, Paola, between 7.30 a.m. and 1.00 p.m. during working days or mailed to the same address.

4. Eliġibbiltà

(i) Biex ikun eliġibbli, l-applikant għandu jkun konformi mat-Taqsima 2.

(ii) Biex tikkwalifika, il-vettura bil-mutur:

(a) għandha tkun irreġistrata f'isem l-applikant fid-data li fiha ssir il-modifika u fid-data tal-applikazzjoni għall-għotja;

(b) għandha tkun vettura fil-kategorija M1 jew N1;

(c) Il-vettura fil-kategorija M1 jew N1 għandha tiġi immodifikata biex taħdem bl-autogas minn persuna kompetenti b'konformita' mad- dispożizzjoni tar-Regolamenti dwar iċ-Ċertifikazzjoni u l-Installazzjoni tal-Autogas (L.S. 545.26) u għandha jkollha t-tagħmir tal-autogas jew is-sistema tal-modifika tal-autogas installati fil-vettura li jkunu konformi mar-rekwiżiti tal-UN ECE 67 jew UN ECE 115 u jkunu ġew approvati minn awtorità ta' approvazzjoni tat-tip awtorizzata skont ir-Regolament (UE) Nru. 2018/858.

(iii) Kull applikant hu ntitolata għal massimu ta' għaxar (10) għotjiet taħt din l-iskema, u ċioè għal mhux aktar minn erbat elef Euro (€4,000).

5. Ħlas tal-għotja

Fejn l-applikant jikkwalifika għall-għotja, l-għotja titħallas direttament lill-applikant. L-għotja li tingħata m'għandhiex titqies bħala dħul għall-finijiet tat-taxxa fuq id-dħul.

Fil-każ ta' applikazzjoni minn impriża stabbilita f'Malta dan il-ħlas isir biss jekk l-impriża waħda ma tkunx laħqet il-limiti stabbiliti mir-regoli De Minimis, i.e. l-għajnuna totali de minimis mogħtija lil impriża waħda, m'għandhiex tkun iktar minn mitejn elf Euro (€200,000), jew mitt elf Euro (€100,000) lil impriża waħda li twettaq trasport tal-merkanzija bit-triq b'kiri jew bi ħlas, fuq kwalunkwe perjodu ta' tliet snin fiskali konsekuttivi.

6. Validità tal-applikazzjoni

Applikazzjoni ma titqiesx li tkun ġiet ippreżentata mill-applikant kemm-il darba din ma tkunx ġiet mimlija b'mod sħiħ u ma jkunux ġew preżentati magħha d-dokumenti kollha relevanti. Jekk l-applikazzjoni ma tiġix mimlija korrettement u ma jkollhiex magħha d-dokumenti relattivi, it-talba għall-għotja ma tiġix proċessata sakemm ma tiġix provduta l-informazzjoni li tkun nieqsa. L-Awtorità għandha tikteb lill-applikant dwar l-informazzjoni li tkun meħtieġa.

4. Eligibility

(i) To be eligible, an applicant shall conform with Section 2.

(ii) To qualify, the motor vehicle:

(a) shall be registered in the applicant's name on the date of conversion and the date of application for the grant;

(b) shall be an M1 or N1 category motor vehicle;

(c) the M1 or N1 category vehicle, has to be converted to autogas by a competent person in conformity with the provisions of the Autogas (Installation and Certification) Regulations (S.L.545.26) and shall have the autogas equipment or autogas retrofit system installed thereto complying with the requirements of UN ECE 67 or UN ECE 115 and type-approved by an authorised type approval authority in accordance with Regulation (EU) No. 2018/858.

(iii) Applicants shall be entitled for up to ten (10) grants under this scheme, and therefore for not more than four thousand Euro (€4,000).

5. Payment of Grant

Where an applicant qualifies for the grant, the grant shall be paid directly to the applicant. The grant given shall not be assessed as income for tax purposes.

In the case of an application submitted by an undertaking established in Malta this payment shall be effected only if the single undertaking would not have reached the limits established in the De Minimis rules, i.e. the total amount of de minimis aid granted to a single undertaking shall not exceed the amount of two hundred thousand Euro (€200,000), or one hundred thousand Euro (€100,000) for a single undertaking performing road freight transport for hire or reward, over any period of three consecutive fiscal years.

6. Validity of application

An application shall not be deemed to have been submitted by the applicant unless it is completed in full and is accompanied by all the relevant documents. If the application is not completed correctly and the relevant documents are not included, the claim for the grant shall not be processed unless the missing information is provided. Transport Malta shall write to the applicant advising him of the information required.

7. Rifużjoni tal-għotja jekk il-modifika tkun imneħħija jew diżattivata

F'każ illi s-sid ta' vettura li fuqha tkun ħarġet għotja jitlob li s-sistema ta' autogas tkun imneħħija, jew ikun ippruvat li tali sistema tkun ġiet diżattivata b'xi mod f'perjodu ta' mill-anqas sitta u tletin (36) xahar mid-data tal-approvazzjoni tal-iskema, dak is-sid jiġi mitlub irodd lura lill-Awtorità l-għotja li jkun irċieva. Din il-kundizzjoni tapplika għas-sidien kollha li bbenifikaw minn din l-iskema matul is-snin li għaddew.

8. Tul tal-iskema

Din l-iskema tibqa' fis-seħħ sal-31 ta' Diċembru, 2021 sakemm din l-iskema ma tiġix modifikata jew mitmuma qabel iż-żmien permezz ta' Avviż fil-Gazzetta tal-Gvern. L-għotjiet taħt din l-iskema għandhom ikunu limitati għal sitt mija u ħamsa u għoxrin (625) applikazzjonijiet eliġibbli. Madankollu, il-Gvern jista' jittermina l-iskema fi kwalunkwe żmien billi jingħata avviż bil-quddiem.

L-iskema tista' tiġġedded kif jitqies li hu meħtieġ mill-Ministru għat-Trasport, Infrastruttura u Proġetti Kapitali permezz ta' Notifikazzjoni fil-Gazzetta tal-Gvern.

9. Emendi għall-iskema

Il-Ministru għat-Trasport, Infrastruttura u Proġetti Kapitali jista' jagħmel kull tibdil f'din l-iskema permezz ta' Avviż fil-Gazzetta tal-Gvern.

10. Talbiet b'qerq

Jekk jinstab li talbiet għall-għotja jkunu saru b'qerq, l-Awtorità għat-Trasport f'Malta tista' tistittwixxi proċeduri kriminali kontra dawk responsabbli. Fil-każ li jkun sar ħlas żbaljat għal talba, l-Awtorità għat-Trasport f'Malta tirriżerva d-dritt li tirkupra l-flus imħallsa bi żball.

11. Persuni kompetenti

Lista aġġornata tal-persuni kompetenti tista' tinkiseb mill-websajt tar-Regolatur għas-Servizzi tal-Enerġija u l-Ilma:

(http://downloads.rews.org.mt/files/1698667f-4dda-41a2-8dcd-c3b97614df62_65e6018b-4e84-4931-876a-957a8f976fe4.pdf)

Id-9 ta' April, 2021

7. Refund of grant if the retrofitting is removed or disabled

Should the owner apply to have the autogas system removed from the motor vehicle on which a grant has been issued, or if it is proven that this system was disabled in any way within a period of at least thirty-six (36) months from the date of the grant's approval, then that person shall be asked to refund the grant received to the Authority. This applies for all vehicles converted to autogas during the past years and that have benefitted from the grant.

8. Duration of scheme

This scheme shall remain in force until the 31st December, 2021 unless modified or terminated beforehand by a Notice in the Government Gazette. The grant under this scheme shall be capped to one hundred twenty-five (125) eligible applications. This grant scheme shall be considered as terminated when the respective capping is reached. Notwithstanding, Government may terminate the scheme at any time by giving prior notice.

The scheme may be renewed as deemed necessary by the Minister for Transport, Infrastructure and Capital Projects by a Notice in the Government Gazette.

9. Amendments to the scheme

The Minister for Transport, Infrastructure and Capital Projects may make any amendments to this scheme by a Notice in the Government Gazette.

10. Fraudulent claims

Where a fraudulent claim arises, Transport Malta may institute criminal proceedings against those responsible. In the event of an incorrect payment of a claim, Transport Malta reserves the right to recover funds paid in error.

11. Competent persons

An updated list of competent persons may be obtained from the website of the Regulator for Energy and Water Services:

(http://downloads.rews.org.mt/files/1698667f-4dda-41a2-8dcd-c3b97614df62_65e6018b-4e84-4931-876a-957a8f976fe4.pdf)

9th April, 2021

Nru. 480

MINISTERU GĦAT-TRASPORT, INFRASTRUTTURA U PROĠETTI KAPITALI

Għotjiet mill-Gvern għax-Xiri ta' Vetturi Aċċessibbli għal Siġġijiet bir-Roti biex jintużaw għall-Ġarr ta' Passiġġieri b'Kiri jew b'Kumpens

IL-MINISTERU għat-Trasport, Infrastruttura u Proġetti Kapitali, flimkien mal-Awtorità għat-Trasport f'Malta, qed joffri inċentiv f'forma ta' għotja finanzjarja għal-liċenzjar ta' vetturi ġodda fil-Kategoriji M1, jew M2, jew M3, li jkunu aċċessibbli għal siġġijiet bir-roti sabiex jintużaw għall-ġarr ta' passiġġieri b'kiri jew b'kumpens, bil-ħsieb li persuni li jagħmlu użu minn siġġijiet bir-roti jkollhom aċċess faċli u mingħajr bżonn ta' għajnuna għal dawn is-servizzi ta' trasport.

Permezz ta' din l-iskema persuni li huma sidien ta' liċenzja ta' Taxi, jew ta' Liċenzja ta' Operatur għall-Ġarr ta' Passiġġieri b'Vetturi Żgħar, jew ta' Liċenzja ta' Operatur għall-Ġarr ta' Passiġġieri jistgħu jirċievu għotja li tammonta għal għaxart-elef Ewro (€10,000) meta jilliċenzjaw vettura ġdida fil-kategorija M1, jew M2, jew M3 li tkun aċċessibbli għal siġġu bir-roti biex tintuża jew bħala Taxi, jew bħala Vettura Żgħira għall-Ġarr ta' Passiġġieri, jew bħala Vettura għall-Ġarr ta' Passiġġieri, u fl-istess ħin ineħħu mir-reġistrazzjoni vettura oħra fil-Kategorija M1, jew N1, jew M2, jew M3, li jkollha mill-anqas għaxar (10) snin mis-sena tal-manifattura tagħha, li kellha liċenzja taċ-ċirkolazzjoni valida maħruġa f'Malta għal dawn l-aħħar ħames (5) snin u li tkun irreġistrata u lliċenzjata f'isimhom.

L-iskema għandha titqies li daħlet fis-seħħ fl-1 ta' Jannar, 2021 u għandha tkun limitata għal għaxar (10) vetturi – li jistgħu jkunu reġistrati bħala taxis, jew bħala vetturi żgħar għall-ġarr ta' passiġġieri, jew bħala vetturi għall-ġarr ta' passiġġieri - fuq bażi ta' min jiġi l-ewwel jinqeda l-ewwel. L-iskema tibqa' miftuħa sal-31 ta' Dicembru 2021, jew sakemm jiġi eżawrit il-baġit allokat għaliha li jammonta għal mitt elf Ewro (€100,000).

Il-kundizzjonijiet ta' din l-iskema huma bla preġudizzju għall-ħtiġijiet stipulati fir-Regolamenti dwar Servizzi tat-Taxi (L.S.499.59), fir-Regolamenti dwar Servizzi ta' Ġarr ta' Passiġġieri b'Vetturi Żgħar u Servizzi ta' Kiri ta' Vetturi (L.S.499.68) u fir-Regolamenti dwar Servizzi ta' Ġarr ta' Passiġġieri (L.S. 499.56); u dawn il-ħtiġijiet għandhom japplikaw dejjem u f'kull ħin sakemm ma jkunx speċifikat mod ieħor.

L-Iskema

1. Interpretazzjoni

Għall-finijiet ta' din l-iskema, sakemm ir-rabta tal-kliem ma tkunx teħtieġ xort'oħra:

No. 480

MINISTRY FOR TRANSPORT, INFRASTRUCTURE AND CAPITAL PROJECTS

Government Grant including Scrappage Scheme on the Purchase of Wheelchair-Accessible Vehicles to be used for the Transport of Passengers for Hire or Reward

THE Ministry for Transport, Infrastructure and Capital Projects, together with the Authority for Transport in Malta, is offering an incentive in the form of a financial grant for the licensing of new wheelchair-accessible M1, or M2, or M3 Category vehicles to be used for the transport of passengers for hire or reward, so that persons who make use of wheelchairs may have easy and unaided access to these transport services.

Through this scheme persons who own a Taxi licence, or a Light Passenger Transport Operator Licence, or a Carriage of Passengers Operator Licence may receive a grant amounting to ten thousand Euro (€10,000) when licensing a new M1, or M2, or M3 Category vehicle which is wheelchair-accessible to be used under any of these licences, and at the same time de-register another M1, or N1, or M2, or M3 category vehicle which is at least ten (10) years old from its year of manufacture, which had a valid circulation licence issued in Malta for the past five years and which is registered and licensed in their name.

The scheme is deemed to have come into effect on the 1st January, 2021 and shall be limited to ten (10) vehicles - which may be Taxis, or Light Passenger Transport Vehicles, or Passenger Transport Vehicles - on a first come first served basis. The scheme shall remain open until the 31st of December 2021, or until the allocated budget of one hundred thousand Euro (€100,000) is exhausted.

The conditions of this scheme are without prejudice to the requirements stipulated in the Taxi Services Regulations (S.L.499.59), the Light Passenger Transport Services and Vehicle Hire Services Regulations (S.L.499.68), and the Passenger Transport Services Regulations (S.L.499.56); and such requirements shall apply at all times unless otherwise specified.

The Scheme

1. Interpretation

For the purpose of this scheme, unless the context otherwise requires:

'applikant' tfisser l-individwu privat, kumpanija reġistrata jew soċjetà bi sħubija li tkun qiegħda tapplika għall-għotja taħt din l-iskema u li tkun jew sid ta' Liċenzja ta' Taxi, jew sid ta' Liċenzja ta' Operatur għall-Ġarr ta' Passiġġieri b'Vetturi Żgħar, jew sid ta' Liċenzja ta' Operatur għall-Ġarr ta' Passiġġieri;

'applicant' means the individual person, registered company or partnership applying for the grant under this scheme and who is the owner of a Taxi Licence, or a Light Passenger Transport Operator Licence, or a Carriage of Passengers Operator Licence;

'applikazzjoni' tfisser l-applikazzjoni li ssir għal għotja taħt din l-iskema;

'application' means the application made for a grant under this scheme;

'l-Awtorità' tfisser l-Awtorità għat-Trasport f'Malta stabbilita taħt id-dispożizzjonijiet tal-Att dwar l-Awtorità għat-Trasport f'Malta (Kap. 499);

'Authority' means the Authority for Transport in Malta set up under the provisions of the Authority for Transport in Malta Act (Cap. 499);

'liċenzja ta' operatur għall-ġarr ta' passiġġieri' tfisser liċenzja sabiex ikunu mħaddma vetturi għall-ġarr tal-passiġġieri skont kif stipulat fir-Regolamenti dwar Servizzi ta' Ġarr ta' Passiġġieri (L.S.499.56);

'carriage of passengers operator licence' means a licence to operate passenger transport vehicles in accordance with the Passenger Transport Services Regulations (S.L. 499.56);

'vettura fil-Kategorija M1' tfisser vettura bil-mutur użata għall-ġarr ta' passiġġieri, li tista' ġġorr mhux aktar minn tmien (8) passiġġieri minbarra s-sewwieq;

'category M1 vehicle' means a motor vehicle used for the carriage of persons and which may carry no more than eight (8) passengers in addition to the driver;

'vettura fil-Kategorija M2' tfisser vettura bil-mutur użata għall-ġarr ta' passiġġieri, li tista' ġġorr aktar minn tmien (8) passiġġieri minbarra s-sewwieq, u li għandha piż massimu li ma jaqbiżx il-ħames (5) tunnellati;

'category M2 vehicle' means a motor vehicle used for the carriage of persons comprising more than eight (8) seats in addition to the driver's seat, and having a maximum mass not exceeding five (5) tonnes;

'vettura fil-Kategorija M3' tfisser vettura bil-mutur użata għall-ġarr ta' passiġġieri, li tista' ġġorr aktar minn tmien (8) passiġġieri minbarra s-sewwieq, u li għandha piż massimu li jaqbeż il-ħames (5) tunnellati;

'category M3 vehicle' means a motor vehicle used for the carriage of persons comprising more than eight (8) seats in addition to the driver's seat, and having a maximum mass exceeding five (5) tonnes;

'vettura fil-Kategorija N1' tfisser vettura bil-mutur użata għall-ġarr tal-merkanzija u li l-ogħla massa tagħha ma tkunx aktar minn tliet tunnellati u nofs (3.5);

'category N1 vehicle' means a motor vehicle used for the carriage of goods and having a maximum mass not exceeding three and a half (3.5) tonnes;

'ċertifikat ta' konformità' tfisser id-dokument stabbilit fir-Regolament (UE) 2018/858, maħruġ mill-manifattur u li jiċċertifika li vettura li tappartjeni għas-serje tat-tip approvat skont dak ir-Regolament tikkonforma mal-atti regolatorji kollha fil-mument tal-produzzjoni tagħha;

'certificate of conformity' means the document set out in Regulation (EU) 2018/858, issued by the manufacturer and certifying that a vehicle belonging to the series of the type approved in accordance with that Regulation complied with all regulatory acts at the time of its production;

'vettura li tneħħiet mir-reġistrazzjoni' tfisser vettura bil-mutur fil-Kategorija M1, jew N1, jew M2, jew M3 li tneħħietilha r-reġistrazzjoni;

'de-registered vehicle' means a Category M1, or N1, or M2, or M3 motor vehicle which has been de-registered;

'tneħħija mir-reġistrazzjoni' tfisser it-tneħħija permanenti ta' vettura bil-mutur mir-reġistrazzjoni tagħha mal-Awtorità għat-Trasport f'Malta u wara, dik il-vettura ma għandha qatt terġa' tiġi reġistrata biex tintuża fit-triq f'Malta;

'de-registration' means the permanent removal of a motor vehicle from its registration with the Authority for Transport in Malta and thereafter, that motor vehicle shall never be registered again to be used on the road in Malta;

'Euro standard' tfisser u tikkorrispondi mad-dati stabbiliti fid-Direttivi u r-Regolamenti korrenti tal-UE li jistabbilixxu l-limiti ta' emissjoni għar-reġistrazzjoni ta' vetturi bil-mutur ġodda;

'Euro Standard' means and corresponds to the dates set out in the current EU Directives and Regulations establishing emission limits for the registration of new motor vehicles;

'Unjoni Ewropea' għandha l-istess tifsira mogħtija lilha fl-artikolu 2 tal-Att dwar l-Unjoni Ewropea (Kap. 460), u tinkludi n-Norveġja, l-Islanda u Liechtenstein.

'għotja' tfisser l-għotja li qiegħda tingħata taħt din l-iskema lix-xerrej ta' vettura aċċessibbli għal siġġu bir-roti sabiex tkun liċenzjata jew bħala Taxi, jew bħala Vettura Żgħira għall-Ġarr ta' Passiġġieri, jew bħala Vettura għall-Ġarr ta' Passiġġieri;

'liċenzja' tfisser il-liċenzja taċ-ċirkolazzjoni li tinħareġ fuq vettura bil-mutur biex tkun tista' tinsaq fit-triq u li tkun trid tiġġedded kull sena;

'liċenzja ta' Operatur għall-Ġarr ta' Passiġġieri b'Vettur Żgħar' tfisser liċenzja sabiex ikunu mħaddma vetturi żgħar għall-ġarr ta' passiġġieri skont kif stipulat fir-Regolamenti dwar Servizzi ta' Ġarr ta' Passiġġieri b'Vetturi Żgħar u Servizzi ta' Kiri ta' Vetturi (L.S.499.68) u għall-finijiet ta' din l-iskema tinkludi wkoll Permess ta' *Garage* għal Servizz Pubbliku maħruġ skont ir-Regolamenti dwar Vetturi bil-Mutur (L.S. 65.11);

'vettura żgħira għall-ġarr ta' passiġġieri' għandha l-istess tifsira mogħtija lilha fir-Regolamenti dwar Servizzi ta' Ġarr ta' Passiġġieri b'Vetturi Żgħar u Servizzi ta' Kiri ta' Vetturi (L.S.499.68);

'Malta' tfisser il-gżejjer Maltin;

'Stat Membru' tfisser Stat Membru tal-Unjoni Ewropea;

'vettura ġdida' tfisser vettura li qatt ma ġiet reġistrata qabel f'ebda pajjiż;

'soċjetà bi sħubija' tinkludi assoċjazzjoni, li mhix reġistrata taħt l-Att dwar il-Kumpanniji (Kap. 386), bejn żewġ persuni jew aktar;

'vettura għall-ġarr ta' passiġġieri' għandha l-istess tifsira mogħtija lilha fir-Regolamenti dwar Servizzi ta' Ġarr ta' Passiġġieri (L.S.499.56);

'persuna residenti f'Malta' tfisser persuna fiżika li jkollha dokument ta' identifikazzjoni legalment validu maħruġ skont l-Att dwar il-Karta tal-Identità u Dokumenti oħra tal-Identità (Kap. 258) jew li jkollha permess ta' residenza jew ittra maħruġa mill-uffiċċju tal-espatrijazzjoni fil-Ministeru għall-Affarijiet Barranin;

'persuna' tfisser persuna fiżika;

'kumpanija reġistrata' għandha l-istess tifsira mogħtija lilha fl-artikolu 2 ta' l-Att dwar il-Kumpanniji (Kap. 386);

'European Union' has the same meaning as is assigned to it by article 2 of the European Union Act (Cap. 460), and includes Norway, Iceland and Liechtenstein;

'grant' means the grant being given under this scheme to the purchaser of a wheelchair-accessible vehicle to be licensed as a Taxi, or as a Light Passenger Transport Vehicle, or as a Passenger Transport Vehicle;

'licence' means the circulation licence issued on a motor vehicle to be driven on the road and which is to be renewed annually;

'light passenger transport operator licence' means a licence to operate light passenger transport vehicles in accordance with the Light Passenger Transport Services and Vehicle Hire Services Regulations (S.L.499.68) and for the purpose of this scheme shall also include a public service garage licence issued in terms of the Motor Vehicles Regulations (S.L. 65.11);

'light passenger transport vehicle' has the same meaning as is assigned to it in the Light Passenger Transport Services and Vehicle Hire Services Regulations (S.L.499.68);

'Malta' means the Maltese Islands;

'Member State' means a Member State of the European Union;

'new motor vehicle' means a motor vehicle which has never been registered in any country;

'partnership' includes an association, which is not registered under the Companies Act (Cap.386), between two or more persons;

'passenger transport vehicle' has the same meaning as is assigned to it in the Passenger Transport Services Regulations (S.L.499.56);

'person residing in Malta' means a natural person who either holds a legally valid identification document issued in terms of the Identity Card and other Identity Documents Act (Cap. 258) or who has a residence permit or a letter issued from the expatriate office at the Ministry of Foreign Affairs;

'person' means a natural person;

'registered company' has the same meaning as is assigned to it under Article 2 of the Companies Act (Cap. 386);

'sid reġistrat' tfisser il-persuna, kumpanija reġistrata jew soċjetà bi sħubija li f'isimha vettura tkun ġiet reġistrata mill-Awtorità;

'impriża waħda tinkludi, għall-finijiet ta' din l-iskema, l-intrapriżi kollha li jkollhom bejniethom mill-inqas waħda mir-relazzjonijiet li ġejjin:

a) intrapriża waħda li jkollha l-maġġoranza tad-drittijiet tal-vot tal-azzjonisti jew tal-membri f'intrapriża oħra;

b) intrapriża waħda li jkollha d-dritt taħtar jew tneħħi maġġoranza mill-membri tal-korp amministrattiv, tal-ġestjoni jew dak ta' sorveljanza ta' intrapriża oħra;

ċ) intrapriża waħda li jkollha d-dritt teżerċita influwenza dominanti fuq intrapriża oħra skont kuntratt ma' dik l-intrapriża jew skont dispożizzjoni tal-memorandum jew tal-artikoli ta' assoċjazzjoni tagħha;

d) intrapriża waħda, illi tkun azzjonista fi jew membru ta' intrapriża oħra, tikkontrolla waħedha, skont ftehim ma' azzjonisti oħra fi jew membri ta' dik l-intrapriża, maġġoranza tad-drittijiet tal-voti tal-azzjonisti jew tal-membri f'dik l-intrapriża.

L-intrapriżi li jkollhom waħda mir-relazzjonijiet imsemmijin fil-punti (a) sa (d) t'hawn fuq permezz ta' intrapriża waħda jew aktar, għandhom wkoll jitqiesu bħala impriża waħda.

'liċenzja ta' Taxi' għandha l-istess tifsira mogħtija lilha fir-Regolamenti dwar Servizzi tat-Taxi (L.S. 499.59);

'ċertifikat tar-reġistrazzjoni tal-vettura' tfisser iċ-ċertifikat ta' reġistrazzjoni ta' vettura maħruġ mill-Awtorità li jiċċertifika li l-vettura bil-mutur hija reġistrata;

'vettura aċċessibbli għal siġġu bir-roti' tfisser vettura bil-mutur fil-kategorija M1, jew M2, jew M3 li jkollha aċċess faċli u bla għajnuna lil persuni li jagħmlu użu minn siġġijiet bir-roti;

2. Għal min tapplika l-iskema

2.1 L-iskema tapplika għal kull persuna li tkun residenti f'Malta, għal kumpaniji reġistrati u soċjetajiet bi sħubija jekk dik il-persuna, kumpanija jew soċjetà:

tkun is-sid reġistrat ta' liċenza ta' Taxi; jew
tkun is-sid ta' liċenzja ta' Operatur għall-Ġarr ta' Passiġġieri b'Vetturi Żgħar; jew
tkun is-sid ta' liċenzja ta' Operatur għall-Ġarr ta' Passiġġieri; u
tkun sid reġistrat ta' vettura fil-kategorija M1, jew N1, jew M2, jew M3, li għandha mill-anqas għaxar (10) snin

'registered owner' means the person, registered company or partnership in whose name a motor vehicle is registered by the Authority;

'single undertaking' includes, for the purposes of this scheme, all enterprises having at least one of the following relationships with each other:

a) one enterprise has a majority of the shareholders' or members' voting rights in another enterprise;

b) one enterprise has the right to appoint or remove a majority of the members of the administrative, management or supervisory body of another enterprise;

c) one enterprise has the right to exercise a dominant influence over another enterprise pursuant to a contract entered with that enterprise or to a provision in its memorandum or articles of association;

d) one enterprise, which is a shareholder in or member of another enterprise, controls alone, pursuant to an agreement with other shareholders in or members of that enterprise, a majority of shareholders' or members' voting rights in that enterprise.

Enterprises having any of the relationships referred to in points (a) to (d) above through one or more other enterprises shall also be considered to be a single undertaking.

'Taxi licence' has the same meaning as is assigned to it in the Taxi Services Regulations (S.L.499.59);

'vehicle registration certificate' means the vehicle registration certificate issued by the Authority providing proof of registration of the motor vehicle;

'wheelchair-accessible vehicle' means an M1 or M2 or M3 category motor vehicle that allows easy and unaided access to persons who make use of wheelchairs.

2. Area of applicability

2.1 The scheme applies to persons residing in Malta, to registered companies and partnerships if that person, company or partnership:

is the registered owner of a Taxi licence; or
is the holder of a Light Passenger Transport Operator Licence; or
is the holder of a Carriage of Passengers Operator Licence; and
is the registered owner of a Category M1, or N1, or M2, or M3 motor vehicle which is at least ten (10) years old from

mis-sena tal-manifattura u li kellha liċenzja taċ-ċirkolazzjoni valida maħruġa f'Malta għal dawn l-aħħar ħames (5) snin, sakemm dik il-vettura tibqa' hekk reġistrata u bil-liċenzja sad-data tat-tneħħija mir-reġistrazzjoni, u li titneħħa mir-reġistrazzjoni mhux iktar kmieni minn tletin (30) jum qabel ma tiġi rreġistrata l-vettura ġdida li tkun aċċessibbli għal siġġu bir-roti.

2.2. Kull applikant ikun intitolat għal żewġ għotjiet biss taħt din l-iskema u jkun soġġett għal-limiti stabbiliti mir-regoli De Minimis[1].

3. Kif għandha ssir l-applikazzjoni u d-dokumenti li għandhom jiġu ppreżentati

(i) Il-proċess li ġej għandu japplika għal applikazzjoni għall-għotja taħt din l-iskema:

(a) Fil-każ li l-vettura li tiġi ordnata diġà addattata b'aċċess għal siġġu bir-roti:

i. Qabel ma ssir l-ordni tal-vettura, l-applikant għandu jippreżenta dawn id-dokumenti għall-approvazzjoni tal-Awtorità:

id-dettalji tekniċi tal-vettura;
il-formola WAV1 mimlija kif suppost u ffirmata mill-applikant;
dokument ta' identifikazzjoni legalment validu tal-applikant;
dettalji tal-vettura li tkun ser titneħħa mir-reġistrazzjoni.

ii. Meta ssir l-ordni għall-vettura l-applikant għandu jippreżenta lill-Awtorità kopja tal-ordni sabiex l-għotja tal-flus tkun riżervata f'ismu;

iii. Meta l-vettura tasal Malta, l-aġent jew l-applikant għandu jippreżenta ċ-ċertifikat ta' konformità, li jkun juri n-numru tax-xażi u d-dettalji tekniċi tal-vettura sabiex din tkun tista' tiġi rreġistrata u liċenzjata għall-użu fit-triq;

iv. Japplikaw ukoll il-passi addizzjonali fil-punt (ċ) hawn taħt.

(b) Fil-każ li l-vettura li tiġi ordnata mhux diġà addattata b'aċċess għal siġġu bir-roti, u li se tkun immodifikata għal dan il-għan f'Malta:

[1]Ir-Regoli De Minimis huma stipulati fir-Regolament tal-Kummissjoni (UE) Nru. 1407/2013 tat-18 ta' Diċembru 2013 dwar l-applikazzjoni tal-Artikoli 107 u 108 tat-Trattat dwar il-Funzjonament tal-Unjoni Ewropea għall-għajnuna de minimis [OJ L 352/1] , kif emendat bir-Regolament tal-Kummissjoni (UE) 2020/972 tat-2 ta' Lulju 2020 li jemenda r-Regolament (UE) Nru 1407/2013 fir-rigward tal-estensjoni tiegħu u li jemenda r-Regolament (UE) Nru 651/2014 fir-rigward tal-estensjoni tiegħu u l-aġġustamenti rilevanti [ĠU L 215/3].

the year of manufacture and which had a valid circulation licence issued in Malta for the past five years, provided that such vehicle shall continue to be so registered and licensed until the date of de-registration, and is de-registered not earlier than thirty (30) days before the registration of the new wheelchair-accessible vehicle.

2.2. Each applicant shall be entitled to a maximum of two (2) grants under this scheme and shall be subject to the De Minimis rules[1].

3. Manner of application and supporting documents

(i) The following application process for this grant scheme shall apply:

(a) In the case of a vehicle being ordered that is already adapted for wheelchair access:

i. Before the vehicle is ordered, the applicant shall submit the following documents for the Authority's approval:

the vehicle's technical details;
form WAV1 duly filled and signed by the applicant;

copy of a legally valid identification document of the applicant;
details of the vehicle to be de-registered.

ii. When the vehicle is ordered the applicant shall present the Authority with a copy of the order so that the grant may be reserved on his behalf;

iii. When the vehicle arrives in Malta, the agent or the applicant shall submit the certificate of conformity, detailing the vehicle's chassis number and technical details so that it can be registered and licensed for use on the road;

iv. additional steps in item (c) below shall be followed.

(b) In the case of a vehicle being ordered that is not already adapted for wheelchair access, and which will be so modified in Malta:

[1]De Minimis rules are stipulated in Commission Regulation (EU) No. 1407/2013 of 18 December 2013 on the application of Articles 107 and 108 of the Treaty on the Functioning of the European Union to de minimis aid [OJ L 352/1] as amended by Commission Regulation (EU) 2020/972 of 2 July 2020, amending Regulation (EU) No 1407/2013 as regards it prolongation and amending Regulation (EU) No 651/2014 as regards its prolongation and relevant adjustments [OJ L 215/3]

i. Qabel ma ssir l-ordni tal-vettura, l-applikant għandu jippreżenta dawn id-dokumenti għall-approvazzjoni tal-Awtorità:

id-dettalji tekniċi tal-vettura;
il-formola WAV1 mimlija u ffirmata mill-applikant;
proposta ta' modifika tal-vettura mħejjija u ffirmata minn Inġinier b'*warrant* fl-Inġinerija Mekkanika;
dokument ta' identifikazzjoni legalment validu tal-applikant;
dettalji tal-vettura li se tkun imneħħija mir-reġistrazzjoni.

ii. Meta ssir l-ordni għall-vettura, l-applikant għandu jippreżenta lill-Awtorità kopja tal-ordni sabiex l-għotja tal-flus tkun riżervata f'ismu;

iii. Meta l-vettura tasal Malta, l-aġent jew l-applikant għandu jippreżenta ċ-ċertifikat ta' konformità, li jkun juri n-numru tax-xażi u d-dettalji tekniċi tal-vettura sabiex din tkun tista' tiġi rreġistrata u ggaraxjata;

iv. Il-vettura għandha minnufih tittieħed fil-post fejn se tkun immodifikata, u l-modifika għandha ssir skont il-proposta ta' modifika tal-Inġinier kif approvata mill-Awtorità;

v. Il-vettura mmodifikata għandha tiġi ppreżentata għall-ispezzjoni mit-*Technical Unit* tal-Awtorità, flimkien ma' rapport imħejji minn Inġinier b'warrant fl-Inġinerija Mekkanika fejn jiċċertifika li l-modfiċi li jkunu saru fuq il-vettura jkunu siguri. L-Awtorità tista' tiddeċiedi li jitqiegħdu s-siġilli tagħha mal-modifiċi li jkunu saru;

vi. Meta l-vettura tkun approvata mit-*Technical Unit* tal-Awtorità, din tkun tista' tiġi liċenzjata għall-użu fit-triq;

vii. Japplikaw ukoll il-passi addizjonali fil-punt (ċ) hawn taħt.

(ċ) Passi addizzjoniali li japplikaw fiż-żewġ każijiet t'hawn fuq:

i. Jekk il-vettura tkun se tiġi liċenzjata bħala Taxi, l-applikant għandu jippreżenta wkoll il-formola TX-A1 fejn jindika x'se jsir mill-vettura li tkun irreġistrata taħt il-Liċenzja tat-Taxi sa dak il-mument;

ii. Jekk il-vettura tkun se tiġi liċenzjata bħala Vettura Żgħira għall-Ġarr ta' Passiġġieri, l-applikant għandu jippreżenta wkoll kopja tal-Liċenzja ta' Operatur għall-Ġarr ta' Passiġġieri b'Vetturi Żgħar;

iii. Jekk il-vettura tkun se tiġi liċenzjata bħala Vettura għall-Ġarr ta' Passiġġieri, l-applikant għandu jippreżenta wkoll il-formola CPOL-A3 sabiex il-vettura tiżdied taħt il-Liċenzja ta' Operatur għall-Ġarr ta' Passiġġieri tal-applikant;

i. Before the vehicle is ordered, the applicant shall submit the following documents for the Authority's approval:

the vehicle's technical details;
form WAV1 duly filled and signed by the applicant;
a vehicle modification proposal prepared and signed by a warranted Mechanical Engineer;
copy of a legally valid identification document of the applicant;
details of the vehicle to be de-registered.

ii. When the vehicle is ordered, the applicant shall present the Authority with a copy of the order so that the grant may be reserved on his behalf;

iii. When the vehicle arrives in Malta, the agent or the applicant shall submit the certificate of conformity, detailing the vehicle's chassis number and technical details so that it can be registered and garaged;

iv. The vehicle shall be immediately taken to the place where it shall be modified, and the modification shall be done according to the engineer's modification proposal as approved by the Authority;

v. The modified vehicle shall be presented for inspection at the Authority's Technical Unit, along with a report prepared by a warranted Mechanical Engineer certifying that the modifications done to the vehicle are safe. The Authority may decide to affix its seals to the modifications made;

vi. When the vehicle is approved by the Technical Unit, it may be licensed for use on the road;

vii. additional steps in item (c) below shall be followed.

(c) Additional steps applicable for both the above cases:

i. If the vehicle is to be licensed as a Taxi, the applicant shall also submit form TX-A1 indicating what shall happen to the vehicle registered under the Taxi Licence up to that moment;

ii. If the vehicle is to be registered as a Light Passenger Transport Vehicle, the applicant shall submit a copy of the Light Passenger Transport Operator Licence;

iii. If the vehicle is to be registered as a Passenger Transport Vehicle, the applicant shall submit form CPOL-A3 to add the vehicle under the applicant's Operator's Licence for the Carriage of Passengers;

iv. Fl-istess waqt li l-vettura aċċessibbli għal siġġu birroti tkun preżentata biex tiġi liċenzjata għall-użu fit-triq, l-applikant għandu jippreżenta dokument ta' qerda maħruġ minn faċilità ta' trattament awtorizzata li jkun jiċċertifika li l-vettura rreġistrata fuq ismu għandha mill-anqas għaxar (10) snin mis-sena tal-manifattura u li kellha liċenzja valida maħruġa f'Malta għal dawn l-aħħar ħames (5) snin tagħha tkun ġiet meqruda fl-istess faċilità u għalhekk tkun tista' titneħħa mir-registrazzjoni mil-Awtorità.

(ii) Applikazzjonijiet taħt din l-iskema, flimkien maddokumenti kollha relevanti, għandhom jiġu ppreżentati jew mibgħuta mill-applikant lit-Taqsima tal-Liċenzjar tas-Servizzi tat-Trasport Stradali, Transport Malta, Livell 0, A3 Towers, Triq l-Arkata, Paola waqt il-ħinijiet ta' ftuħ murija fis-sezzjoni tat-Trasport Stradali fil-website ta' Transport Malta (https://www.transport.gov.mt/).

4. Eleġibbiltà

(i) Sabiex ikun eleġibbli, applikant għandu jkun konformi mas-subtaqsimiet 2.1 u 2.2 tat-Taqsima 2, u mal-kundizzjonijiet u r-regoli kollha applikabbli kif stipulati fir-Regolamenti dwar Servizzi tat-Taxis (L.S.499.59), fir-Regolamenti dwar Servizzi ta' Ġarr ta' Passiġġieri b'Vetturi Żgħar u Servizzi ta' Kiri ta' Vetturi (L.S.499.68) u fir-Regolamenti dwar Servizzi ta' Ġarr ta' Passiġġieri (L.S.499.56).

(ii) Biex tikkwalifika għall-iskema, vettura aċċessibbli għal siġġu bir-roti għandha tkun:

a) vettura ġdida fil-kategorija M1, jew M2, jew M3, li tkun kompatibbli mal-Euro 6 Standard[2] jew mal-EURO VI Standard[3], skont kif applikabbli u skont kif iċċertifikata fiċ-Ċertifikat ta' Konformità tal-vettura;

b) manifatturata b'tali mod sabiex persuna li tuża siġġu bir-roti tkun tista' taċċessa l-vettura faċilment u mingħajr għajnuna, u tkun tista' tinġarr fil-vettura b'mod sigur; jew

ċ) immodifikata lokalment, hekk kif approvat mit-*Technical Unit* tal-Awtorità, sabiex persuna li tuża siġġu bir-roti tkun tista' taċċessa l-vettura faċilment u mingħajr għajnuna, u tkun tista' tinġarr fil-vettura b'mod sigur. Tali modifika m'għandiex tieħu aktar minn tliet (3) xhur middata li minnha il-vettura tkun ġiet irreġistrata f'Malta;

d) liċenzjata għall-użu fit-triq bħala taxi, jew bħala vettura żgħira għall-ġarr tal-passiġġieri, jew bħala vettura għall-ġarr ta' passiġġieri mhux aktar tard mill-31 ta' Diċembru 2021.

(iii) Biex tikkwalifika, vettura li tkun ser titneħħa mirreġistrazzjoni għandha:

[2]Skont ir-Regolament (UE) Nru. 459/2012

[3]Skont ir-Regolament (UE) Nru. 582/2011

iv. At the same time when the wheelchair-accessible vehicle is to be licensed for use on the road, the applicant shall submit a certificate of destruction issued by an authorised treatment facility certifying that the vehicle which is at least ten (10) years old from its year of manufacture and which had a licence issued in Malta for the past five (5) years has been destroyed in the same facility and therefore may be deregistered by the Authority.

(ii) Applications under this scheme, together with all the relevant documents, shall be submitted or sent by the applicant to the Road Transport Licensing Unit, Transport Malta, Level 0, A3 Towers, Arcade Street, Paola during the opening hours shown in the Land Transport section of Transport Malta's website (https://www.transport.gov.mt/).

4. Eligibility

(i) To be eligible, an applicant shall conform with subsections 2.1 and 2.2 of Section 2, and with all applicable conditions and regulations stipulated in the Taxi Services Regulations (S.L.499.59), the Light Passenger Transport Services and Vehicle Hire Services Regulations (S.L.499.68), and the Passenger Transport Services Regulations (S.L.499.56);

(ii) To qualify for the grant, a wheelchair-accessible vehicle shall be:

a) a new M1, or M2, or M3 category motor vehicle complying with Euro Standard 6[2] or Euro Standard VI[3], as applicable and as certified on the vehicle's Certificate of Conformity; and

b) manufactured in a way so that a person using a wheelchair may access the vehicle easily and unaided, and may be transported in the vehicle safely; or

c) modified locally, as approved by the Authority's Technical Unit, so that a person using a wheelchair may access the vehicle easily and unaided and may be transported in the vehicle safely. Such modification shall not take longer than three (3) months from the date of the vehicle's registration in Malta to be completed; and

d) licensed for use on the road as a taxi, or as a light passenger transport vehicle, or as a passenger transport vehicle by not later than 31st December 2021.

(iii) To qualify, a motor vehicle that shall be de-registered shall:

[2]In accordance with Regulation (EU) No. 459/2012

[3]In accordance with Regulation (EU) No. 582/2011

a) jkollha mill-anqas għaxar (10) snin fid-data meta ssir l-applikazzjoni, bl-età tiġi kkalkulata billi titnaqqas is-sena tal-manifattura tal-vettura muri fuq iċ-ċertifikat ta' reġistrazzjoni tal-vettura mis-sena li fiha tkun ġiet sottomessa l-applikazzjoni;

b) tkun ilha liċenzjata f'Malta għal dawn l-aħħar ħames (5) snin u għandha liċenzja taċ-ċirkolazzjoni mill-Awtorità f'isem l-applikant fid-data meta titneħħa mir-reġistrazzjoni, kif jidher fuq iċ-ċertifikat ta' reġistrazzjoni tal-vettura jew kif konfermat mill-Awtorità;

c) tkun ġiet mgħoddija għand faċilità ta' trattament awtorizzata;

d) tkun trid titneħħa mir-reġistrazzjoni skont id-dispożizzjonijiet tat-Taqsima VIII tar-Regolamenti dwar ir-Reġistrazzjoni u l-Liċenzjar ta' Vetturi bil-Mutur (L.S. 368.02) mhux iktar minn tletin (30) jum qabel ma tkun irreġistrata l-vettura ġdida aċċessibbli għal siġġu bir-roti.

(iv) L-għotja li tingħata m'għandhiex titqies bħala dħul għall-finijiet ta' taxxa fuq l-*Income*.

(v) L-iskema għandha tkun limitata għal għaxar (10) vetturi eliġibbli fuq bażi ta' min jiġi l-ewwel jinqeda l-ewwel.

5. Ħlas tal-għotja

Fejn l-applikant jikkwalifika għall-għotja, tali għotja titħallas direttament lill-applikant.

Il-ħlas isir biss jekk l-applikant ma jkunx laħaq il-limiti stabbiliti mir-regoli De Minimis, jiġifieri l-għajnuna totali *de minimis* mogħtija lil impriża waħda, m'għandhiex tkun iktar minn mitejn elf Ewro (€200,000), jew mitt elf Ewro (€100,000) lil impriża waħda li twettaq trasport tal-merkanzija bit-triq b'kiri jew b'kumpens, fuq kwalunkwe perjodu konsekuttiv ta' tliet (3) snin fiskali.

Il-limitu massimu jkun jinkludi l-għajnuna mill-iStat mgħotija taħt din l-iskema ta' għajnuna u kull miżura oħra ta' għajnuna mill-iStat mogħtija taħt ir-regoli *de minimis,* inkluż dawk riċevuti minn kwalunkwe entita' apparti Transport Malta, matul il-perjodu ta' tlett snin fiskali. Kwalunkwe għajnuna de minimis riċevuta li teċċedi il-limitu massimu stabbilit trid tkun irkuprata, bl-interessi, mingħand l-impriża li tirċievi l-għajnuna.

L-applikanti kollha għandhom jimlew u jissottomettu, flimkien mal-formola tal-applikazzjoni, formola ta' dikjarazzjoni *de minimis* iffirmatha li tkun tindika kull għajnuna *de minimis* riċevuta matul is-sena fiskali attwali u l-aħħar sentejn fiskali.

6. Validità tal-applikazzjoni

Applikazzjoni ma titqiesx li tkun ġiet ippreżentata mill-applikant kemm-il darba din ma tkunx ġiet mimlija b'mod

a) have at least ten (10) years on the date of application, with the age being calculated by deducting the vehicle's year of manufacture shown on the vehicle's registration certificate from the year in which the application is submitted;

b) have been licensed in Malta for the past five years and issued with a circulation licence by the Authority in the name of the applicant on the date when the vehicle is to be de-registered, as shown on the vehicle's registration certificate or as confirmed by the Authority;

c) have been transferred to an authorised treatment facility;

d) have been de-registered in terms of Part VIII of the Registration and Licensing of Motor Vehicles Regulations (S.L.368.02) not more than thirty (30) days before the wheelchair accessible vehicle is registered.

(iv) The grant given shall not be assessed as income for tax purposes.

(v) The scheme will be limited to ten (10) eligible vehicles on a first-come-first-served basis.

5. Payment of Grant

Where an applicant qualifies for the grant, such grant shall be paid directly to that applicant.

Payment shall be effected only if the applicant would not have reached the limits established in the De Minimis rules, i.e. the total amount of *de minimis* aid granted to a single undertaking shall not exceed the amount of two hundred thousand Euro (€200,000), or one hundred thousand Euro (€100,000) for a single undertaking performing road freight transport for hire or reward, over any period of three (3) consecutive fiscal years.

This maximum threshold would include all State aid granted under this aid scheme and any other State aid measure granted under the *de minimis* rule, including that received from any entity other than Transport Malta, over a period of three fiscal years. Any *de minimis* aid received in excess of the established applicable threshold will have to be recovered, with interest, from the undertaking receiving the aid.

All applicants are to fill in and submit, together with the application form, a signed *de minimis* declaration form indicating any *de minimis* aid received during the current fiscal year and the previous two fiscal years.

6. Validity of application

An application shall not be deemed to have been submitted by the applicant unless it is completed in full

sħiħ u ma jkunux ġew preżentati magħha d-dokumenti kollha relevanti. Jekk l-applikazzjoni ma tiġix mimlija korrettement u ma jkollhiex magħha d-dokumenti relattivi, t-talba għall-għotja ma tiġix proċessata sakemm ma tiġix provduta l-informazzjoni li tkun nieqsa. L-Awtorità għandha tikteb lill-applikant dwar l-informazzjoni addizzjonali li tkun meħtieġa.

7. Rifużjoni tal-għotja

Il-vettura ġdida mixtrija mill-applikant għall-għotja għandha tibqa' reġistrata f'ismu bħala Taxi, jew bħala Vettura Żgħira għall-Ġarr tal-Passiġġieri, jew bħala Vettura għall-Ġarr ta' Passiġġieri għal perjodu ta' mill-anqas sitta u tletin (36) xahar mid-data tal-ewwel reġistrazzjoni. Jekk is-sid reġistrat ta' vettura aċċessibbli għal siġġu bir-roti li għaliha tkun ingħatat għotja taħt din l-iskema, jittrasferixxi l-imsemmija vettura għal xi raġuni oħra għajr trasferiment *causa mortis* lil xi werriet, lil terza persuna, jew ma jħallix il-vettura aċċessibbli għal siġġu bir-roti rreġistrata bħala Taxi, jew bħala Vettura Żgħira għall-Ġarr ta' Passiġġieri, jew bħala Vettura għall-Ġarr ta' Passiġġieri qabel ma jiskadi dan il-perjodu, hu jkun irid irodd lura l-għotja li jkun irċieva lill-Awtorità.

Iżda t-trasferiment ta' taxi aċċessibbli għal siġġu bir-roti rreġistrata taħt din l-iskema għal fuq liċenzja oħra ta' taxi matul il-perjodu msemmi hawn fuq għandu jkun aċċettat u m'għandux jirrikjedi r-rifużjoni tal-għotja relatata.

8. Tul tal-iskema

Din l-iskema tibqa' fis-seħħ sal-31 ta' Diċembru 2021 sakemm ma tiġix modifikata jew mitmuma qabel iż-żmien permezz ta' Avviż fil-Gazzetta tal-Gvern. L-iskema tiġi terminata b'mod awtomatiku meta l-ammont totali ta' għotjiet approvati jilħaq il-mitt elf Ewro (€100,000).

9. Emendi għall-iskema

Il-Ministru għat-Trasport, Infrastruttura u Proġetti Kapitali jkollu d-dritt li jagħmel kull emendi f'din l-iskema permezz t' Avviż fil-Gazzetta tal-Gvern.

10. Talbiet b'qerq

Jekk jinstab li talbiet għall-għotja jkunu saru b'qerq, il-Ministru għat-Trasport, Infrastruttura u Proġetti Kapitali jista' jistittwixxi proċeduri kriminali kontra dawk responsabbli. Fil-każ li jkun sar ħlas żbaljat għal talba, il-Ministru għat-Trasport, Infrastruttura u Proġetti Kapitali, jirriżerva d-dritt li jirkupra l-flus imħallsa bi żball.

Id-9 ta' April, 2021

and is accompanied by all the relevant documents. If the application is not completed correctly and the relevant documents are not included, the claim for the grant shall not be processed unless the missing information is provided. The Authority for Transport in Malta shall write to the applicant advising him of the additional information required.

7. Refunding of grant

The new motor vehicle purchased by the applicant for the grant shall remain registered in the applicant's name as a Taxi, or as a Light Passenger Transport Vehicle, or as a Passenger Transport Vehicle for a period of at least thirty-six (36) months from the date of first registration. If the registered owner of a wheelchair-accessible vehicle on which a grant has been granted under this scheme transfers the said vehicle for any reason, other than a transfer *causa mortis* to an heir, to a third party, or does not keep the wheelchair-accessible vehicle licensed as a Taxi, or as a Light Passenger Transport Vehicle, or as a Passenger Transport Vehicle before this period, then that person shall refund the grant received to the Authority.

Provided that the transfer of a wheelchair-accessible taxi registered through this grant to a different taxi licence within the above-mentioned period shall be deemed to be acceptable and shall not require the refund of the related grant.

8. Duration of scheme

This scheme shall remain in force until the 31st December 2021 unless modified or terminated beforehand by a Notice in the Government Gazette. The scheme shall be automatically terminated when the total amount of approved grants reaches the amount of one hundred thousand Euro (€100,000).

9. Amendments to the scheme

The Minister for Transport, Infrastructure and Capital Projects shall have the right to make any amendments to this scheme by a Notice in the Government Gazette.

10. Fraudulent claims

Where a fraudulent claim arises, the Minister for Transport, Infrastructure and Capital Projects may institute criminal proceedings against those responsible. In the event of an incorrect payment of a claim, the Minister for Transport, Infrastructure and Capital Projects reserves the right to recover funds paid in error.

9th April, 2021

Nru. 481

MINISTERU GĦAT-TRASPORT, INFASTRUTTURA U PROĠETTI KAPITALI

Skema tal-Gvern inkluż Sistema ta' Skrappjar għax-Xiri ta' Pedelecs u Vetturi fil-Kategorija L

IL-MINISTERU għat-Trasport, Infastruttura u Proġetti Kapitali, flimkien mal-Awtorità għat-Trasport f'Malta, qed iniedi skema ta' għotja ta' flus għax-xiri ta' pedelecs u vetturi fil-kategorija L, kif ukoll għall-bdil ta' vetturi qodma fil-Kategoriji L, M1 u N1.

L-ammonti tal-għotja li ġejjin jitħallsu sakemm jintlaħqu l-kundizzjonijiet stabbiliti f'dan id-dokument.

Għotja A. L-ammonti elenkati fil-Kolonni 3 u 4 tat-Tabella 1 meta persuna tirreġistra vettura ġdida li tkun konformi mal-kategoriji u tipi ta' propulsjoni murija fiha;

Għotja B. Elf Euro (€1,000) meta persuna li tirreġistra pedelec jew vettura fil-kategorija L ġdida li tkun eliġibbli għall-għotja A tneħħi mir-reġistrazzjoni vettura fil-Kategorija M1 jew N1 li jkollha mill-anqas għaxar (10) snin mis-sena tal-manifattura tagħha; jew

Ħames mitt Euro (€500) meta persuna li tirreġistra pedelec jew vettura fil-kategorija L ġdida li tkun eliġibbli għall-għotja A tneħħi mir-reġistrazzjoni vettura fil-Kategorija L li jkollha mill-anqas għaxar (10) snin mis-sena tal-manifattura tagħha.

1	2	3	4
Tip ta' vettura	Kategorija ta' vettura	Tip ta' Propulsjoni	
		Elettriku	Petrol jew LPG
Pedelecs	ma japplikax	€400	€200
Pedelecs għall-ġarr tal-merkanzija			
Roti motorizzati; Moped b'żewġ roti; Moped bi tliet roti għall-ġarr ta' passiġġieri u għal skopijiet utilitarji; Kwadriċikli jew Kwadrimobbli ħfief	L1e-A L1e-B L2e L6e		€1,000
Muturi b'rendiment baxx; Muturi b'rendiment baxx bis-*side-car;* Triċikli motorizzat b'qawwa li teċċedi l-15kW	L3e-A1 L4e-A1 L5e	€2,000	
Muturi b'rendiment medju; Muturi b'rendiment medju bid-*side-car*	L3e-A2 L4e-A2		€750

No. 481

MINISTRY FOR TRANSPORT, INFRASTRUCTURE AND CAPITAL PROJECTS

Government Grant including Scrappage Scheme on the Purchase of Pedelecs and Category L Vehicles

THE Ministry for Transport, Infrastructure and Capital Projects, together with the Authority for Transport in Malta, is offering an incentive in the form of financial grants for the purchase of new pedelecs and Category L Vehicles, and for the replacement of old Category L, M1 and N1 vehicles.

Subject to the conditions laid out in this scheme document, the following grant amounts shall be paid:

Grant A. The amounts listed in Columns 3 and 4 of Table 1, when a person registers a vehicle complying with the categories and propulsion types listed therein;

Grant B. One thousand Euro (€1,000) when a person who registers a new pedelec or Category L vehicle eligible for Grant A de-registers a Category M1 or N1 vehicle which is older than ten (10) years from its year of manufacture; or

Five hundred Euro (€500) when a person who registers a new pedelec or Category L vehicle eligible for Grant A de-registers a Category L vehicle which is older than ten (10) years from its year of manufacture.

1	2	3	4
Type of vehicle	Vehicle Category	Propulsion Type	
		Electricity	Petrol or LPG
Pedelecs	not applicable	€400	€200
Cargo Pedelecs			
Powered cycles; Two-wheel mopeds; Three-wheel mopeds for passenger transport or for utility purposes; Light quadricycles or quadri-mobiles	L1e-A L1e-B L2e L6e		€1,000
Low-performance motorcycle; Low-performance two-wheel motorcycle with side-car; Powered Tricycle with power not exceeding 15kW	L3e-A1 L4e-A1 L5e	€2,000	
Medium-performance motorcycle; Medium-performance two-wheel motorcycle with side-car	L3e-A2 L4e-A2		€750

Muturi b'rendiment għoli; Muturi b'rendiment għoli bis-*side-car*	L3e-A3 L4e-A3	25% taċ-CIF, sa mhux aktar minn €6,000	ma japplikax
Triċikli motorizzati b'qawwa li teċċedi l-15kW	L5e		
· Kwadriċikli jew Kwadrimobbli tqal	L7e		

Tabella 1

Din l-iskema tidħol fis-seħħ fl-1 ta' Jannar, 2021 u tagħlaq fil-31 ta' Diċembru, 2021, jew sakemm il-baġit allokat ta' sebat elf Ewro (€700,000) jiġi eżawrit.

L-ISKEMA

1. Interpretazzjoni

Għall-finijiet ta' din l-iskema, sakemm ir-rabta tal-kliem ma tkunx teħtieġ xort'oħra:

'applikant' tfisser il-persuna, il-Kunsill Lokali, l-organizzazzjoni volontarja li ma twettaqx attività ekonomika, l-organizzazzjoni volontarja li twettaq attività ekonomika jew l-impriża li tkun qiegħda tapplika għal għotja A, jew għal għotjiet A u B, taħt din l-iskema, li tkun residenti jew stabbilita f'Malta; u li fil-każ ta' applikazzjoni għal Għotja B, jkollha vettura fil-kategorija L jew M1 jew N1 rreġistratha fuq isimha;

'applikazzjoni' tfisser l-applikazzjoni li ssir għal għotja jew għotjiet taħt din l-iskema;

'l-Awtorità' tfisser l-Awtorità għat-Trasport f'Malta stabbilita taħt id-dispożizzjonijiet tal-Att dwar l-Awtorità għat-Trasport f'Malta (Kap. 499);

'faċilità ta' trattament awtorizzata' għandha l-istess tifsira mogħtija lilha fir-Regolamenti dwar ir-Reġistrazzjoni u l-Liċenzjar ta' Vetturi bil-Mutur (LS 368.02);

'pedelec għall-ġarr tal-merkanzija' tfisser pedelec li tista' ġġorr mill-anqas 100kg ta' merkanzija eskluż ix-xufier;

'vettura fil-Kategorija L' tfisser vettura b'żewġ jew tlett roti jew kwadriċiklu li jkun fl-iskop tar-Regolament (UE) Nru 168/2013 tal-Parlament Ewropew u tal-Kunsill tal-15 ta' Jannar 2013 dwar l-approvazzjoni u s-sorveljanza tas-suq ta' vetturi b'żewġ jew tliet roti u kwadriċikli, kif amendat;

'vettura fil-Kategorija M1' tfisser vettura bil-mutur użata għall-ġarr ta' passiġġieri, li tista' ġġorr mhux aktar minn tmien (8) passiġġieri minbarra s-sewwieq;

High-performance motorcycle; High-performance two-wheel motorcycle with side-car	L3e-A3 L4e-A3	25% of CIF, capped at €6,000	not applicable
Powered Tricycle with power exceeding 15kW	L5e		
Heavy quadricycles or quadri-mobiles	L7e		

Table 1

This scheme is deemed to have come into effect on the 1st January, 2021 and shall remain open until the 31st December, 2021 or until the allocated budget of seven hundred thousand Euro (€700,000) is exhausted.

THE SCHEME

1. Interpretation

For the purpose of this scheme, unless the context otherwise requires:

'applicant' means the person, Local Council, voluntary organisation that does not carry out an economic activity, voluntary organisation that carries out an economic activity or undertaking applying for a grant A, or grants A and B, under this scheme, who resides or is established in Malta; and in the case of an application for grant B, has a Category L or M1 or N1 vehicle registered in his name;

'application' means the application made for a grant or grants under this scheme;

'Authority' means the Authority for Transport in Malta set up under the provisions of the Authority for Transport in Malta Act (Cap. 499);

'authorised treatment facility' has the same meaning as assigned to it in the Registration and Licensing of Motor Vehicles Regulations (S.L. 368.02)

'cargo pedelec' means a pedelec which can carry at least 100kg of cargo excluding the driver;

'Category L vehicle' means a two- or three-wheel vehicle or quadricycles falling within the scope of Regulation (EU) No. 168/2013 of the European Parliament and Council of 15 January 2013 on the approval and market surveillance of two- or three-wheel vehicles and quadricycles, as amended.

'Category M1 vehicle' means a motor vehicle used for the carriage of persons and which may carry no more than eight passengers in addition to the driver;

'vettura fil-Kategorija N1' tfisser vettura bil-mutur użata għall-ġarr tal-merkanzija u li l-ogħla massa tagħha ma tkunx aktar minn tliet tunnellati u nofs (3.5);

'Category N1 vehicle' means a motor vehicle used for the carriage of goods and having a maximum mass not exceeding 3.5 tonnes;

'ċertifikat ta' konformità' tfisser id-dokument stabbilit fir-Regolament (UE) 168/2013, maħruġ mill-manifattur u li jiċċertifika li vettura li tappartjeni għas-serje tat-tip approvat skont dak ir-Regolament tikkonforma mal-atti regolatorji kollha fil-mument tal-produzzjoni tagħha;

'certificate of conformity' means the document set out in Regulation (EU) No. 168/2013, issued by the manufacturer and certifying that a vehicle belonging to the series of the type approved in accordance with that Regulation complied with all regulatory acts at the time of its production;

'vettura li tneħħiet mir-reġistrazzjoni' tfisser vettura fil-Kategorija L jew M1 jew N1 li tneħħitilha r-reġistrazzjoni;

'de-registered vehicle' means a Category L or M1 or N1 motor vehicle which has been de-registered;

'tneħħija mir-reġistrazzjoni' tfisser it-tneħħija permanenti ta' vettura fil-kategorija L jew M1 jew N1 mir-reġistrazzjoni tagħha mal-Awtorità għat-Trasport f'Malta u wara, dik il-vettura ma għandha qatt terġa' tiġi irreġistrata biex tintuża fit-triq f'Malta;

'de-registration' means the permanent removal of a Category L or M1 or N1 vehicle from its registration with the Authority for Transport in Malta and thereafter, that vehicle shall never be registered again to be used on the road in Malta;

'Unjoni Ewropea' għandha l-istess tifsira mogħtija lilha fl-artikolu 2 tal-Att dwar l-Unjoni Ewropea (Kap. 460), u tinkludi n-Norveġja, l-Islanda u Liechtenstein.

'European Union' has the same meaning as is assigned to it by article 2 of the European Union Act (Cap. 460), and includes Norway, Iceland and Liechtenstein;

'għotja' tfisser għotja li tkun qiegħda tingħata taħt din l-iskema;

'grant' means a grant being given under this scheme;

'liċenzja' tfisser il-liċenzja taċ-ċirkolazzjoni li tinħareġ fuq vettura fil-Kategorija L jew M1 jew N1 biex tkun tista' tinsaq fit-triq u li tkun trid tiġġedded kull sena;

'licence' means the circulation licence issued on a Category L or M1 or N1 vehicle to be driven on the road and which is to be renewed annually;

'Kunsill Lokali' jfisser Gvern Lokali kif mfisser fl-Att Dwar Gvern Lokali (Kap. 363);

'Local Council' means a Local Government as defined in the Local Government Act (Cap. 363);

'Malta' tfisser il-gżejjer Maltin;

'Malta' means the Maltese Islands;

'Stat Membru' jfisser Stat Membru tal-Unjoni Ewropea;

'Member State' means a Member State of the European Union;

'vettura fil-Kategorija L ġdida' tfisser vettura fil-Kategorija L li ma kienet qatt irreġistrata f'kwalunkwe pajjiż;

'new Category L vehicle' means a Category L vehicle which has never been registered in any country;

'pedelec' tfisser ċikletta li taħdem bil-pedali u bl-elettriku u li l-mutur tagħha jiġi attivat immedjatament kif is-sewwieq jibda' jdawwar il-pedala u jitwaqqaf hekk kif is-sewwieq ma jibqax idawwar il-pedala, u li tista' tilħaq veloċità massima ta' 25km/h;

'pedelec' means a pedal electric bicycle whose electric motor is activated as soon as the rider starts pedalling and is deactivated as soon as the rider stops pedalling, and which can reach a maximum speed of 25km/h;

'persuna' tfisser persuna fiżika;

'person' means a natural person;

'persuna residenti f'Malta' tfisser persuna li jkollha dokument ta' identifikazzjoni legalment validu maħruġ skont l-Att dwar il-Karta tal-Identità u Dokumenti oħra tal-Identità (Kap. 258) jew li jkollha permess ta' residenza jew ittra maħruġa mill-uffiċċju tal-espatrijazzjoni fil-Ministeru għall-Intern, Is-Sigurtà Nazzjonali u l-Infurzar tal-Liġi;

'person residing in Malta' means a person who either holds a legally valid identification document issued in terms of the Identity Card and other Identity Documents Act (Cap. 258) or who has a residence permit or a letter issued from the expatriate office at the Ministry for Home Affairs, National Security and Law Enforcement;

'sid reġistrat' tfisser il-persuna, il-Kunsill Lokali, l-organizzazzjoni volontarja jew l-impriża li f'isimha vettura tkun ġiet reġistrata mill-Awtorità;

'impriża waħda tinkludi, għall-finijiet ta' din l-iskema, l-intrapriżi kollha li jkollhom bejniethom mill-inqas waħda mir-relazzjonijiet li ġejjin:

a) intrapriża waħda li jkollha l-maġġoranza tad-drittijiet tal-vot tal-azzjonisti jew tal-membri f'intrapriża oħra;

b) intrapriża waħda li jkollha d-dritt taħtar jew tneħħi maġġoranza mill-membri tal-korp amministrattiv, tal-ġestjoni jew dak ta' sorveljanza ta' intrapriża oħra;

ċ) intrapriża waħda li jkollha d-dritt teżerċita influwenza dominanti fuq intrapriża oħra skont kuntratt ma' dik l-intrapriża jew skont dispożizzjoni tal-memorandum jew tal-artikoli ta' assoċjazzjoni tagħha;

d) intrapriża waħda, illi tkun azzjonista fi jew membru ta' intrapriża oħra, tikkontrolla waħedha, skont ftehim ma' azzjonisti oħra fi jew membri ta' dik l-intrapriża, maġġoranza tad-drittijiet tal-voti tal-azzjonisti jew tal-membri f'dik l-intrapriża.

L-intrapriżi li jkollhom waħda mir-relazzjonijiet imsemmijin fil-punti (a) sa (d) t'hawn fuq permezz ta' intrapriża waħda jew aktar, għandhom wkoll jitqiesu bħala impriża waħda.

'Transport Malta' tfisser l-Awtorità għat-Trasport f'Malta stabbilita bl-Att dwar l-Awtorità għat-Trasport f'Malta (Kap. 499);

'impriża stabbilita f'Malta' tfisser kull kumpanija kummerċjali, kompriżi soċjetajiet bi sħubija, reġistrati f'Malta mal-Awtorità Maltija għas-Servizzi Finanzjarji, jew persuna li taħdem għal rasha skont il-liġi nazzjonali, jew koperattiva;

'organizzazzjoni volontarja' għandha l-istess tifsira mogħtija lilha fl-Att dwar l-Organizzazzjonijiet volontarji (Kap. 492);

'ċertifikat tar-reġistrazzjoni tal-vettura' tfisser iċ-ċertifikat ta' reġistrazzjoni ta' vettura maħruġ mill-Awtorità li jiċċertifika li l-vettura hija reġistrata;

2. Għal min tapplika l-iskema

2.1. Għotja A taħt din l-iskema tapplika għal applikanti li jixtru pedelec jew vettura fil-Kategorija L ġdida;

2.2. Għotja B taħt din l-iskema tapplika għal applikanti li:

Jikkwalifikaw għall-għotja A; u

'registered owner' means the person, Local Council, voluntary organisation or undertaking on whose name a vehicle is registered by the Authority;

'Single undertaking' includes, for the purposes of this scheme, all enterprises having at least one of the following relationships with each other:

a) one enterprise has a majority of the shareholders' or members' voting rights in another enterprise;

b) one enterprise has the right to appoint or remove a majority of the members of the administrative, management or supervisory body of another enterprise;

c) one enterprise has the right to exercise a dominant influence over another enterprise pursuant to a contract entered with that enterprise or to a provision in its memorandum or articles of association;

d) one enterprise, which is a shareholder in or member of another enterprise, controls alone, pursuant to an agreement with other shareholders in or members of that enterprise, a majority of shareholders' or members' voting rights in that enterprise.

Enterprises having any of the relationships referred to in points (a) to (d) above through one or more other enterprises shall also be considered to be a single undertaking.

'Transport Malta' means the Authority for Transport in Malta set up under the provisions of the Authority for Transport in Malta Act (Cap. 499);

'undertaking established in Malta' means any commercial company including partnerships registered in Malta with the Malta Financial Services Authority, or a self-employed person in accordance with National Law, or a cooperative society;

'voluntary organisation' has the same meaning given to it in the Voluntary Organisations Act (Cap. 492)

'vehicle registration certificate' means the vehicle registration certificate issued by the Authority providing proof of registration of the vehicle.

2. Area of applicability

2.1. Grant A under this scheme applies to applicants who purchase a new pedelec or Category L vehicle.

2.2. Grant B under this scheme applies to applicants who:

Qualify for Grant A; and

Matul l-2021 u qabel ir-reġistrazzjoni ta' pedelec jew vettura fil-Kategorija L ġdida li fuqha tkun ingħatat Għotja A, jneħħu mir-reġistrazzjoni vettura fil-kategorija L jew M1 jew N1 li jkollha mill-anqas għaxar (10) snin mis-sena tal-manifattura u li tkun irreġistrata f'isem l-applikant sad-data li fiha titneħħa mir-reġistrazzjoni.

2.3. Applikanti li huma persuni huma ntitolati li jirċievu massimu ta' Għotja A waħda (1) u Għotja B korrispondenti għal kull tip ta' vettura elenkata fit-Tabella 1, u sa massimu ta' tliet (3) Għotjiet A u Għotjiet B korrispondenti b'kollox taħt din l-iskema;

2.4. Applikanti li huma Kunsill Lokali jew organizzazzjoni volontarja li ma twettaqx attività ekonomika huma ntitolati li jirċievu massimu ta' għaxar (10) Għotjiet A u Għotjiet B korrispondenti għal kull tip ta' vettura elenkata fit-Tabella 1.

2.5. Applikanti li huma organizzazzjoni volontarja li twettaq attività ekonomika huma ntitolati li jirċievu massimu ta' għaxar (10) Għotjiet A u Għotjiet B korrispondenti għal kull tip ta' vettura elenkata fit-Tabella. F'dan il-każ u f'konformità mar-Regolament *de minimis*[1], l-ammont totali ta' għajnuna *de minimis* mogħtija lil din l-organizzazzjoni volontarja taħt din l-iskema u kwalunkwe skema de minimis oħra, ma għandux jaqbeż fl-aggregat €200,000 (jew €100,000 fil-każ ta' organizzazzjoni volontarja li twettaq trasport tal-merkanzija bit-triq b'kiri jew bi ħlas) fuq perjodu kontinwu ta' tliet snin fiskali

2.6. Applikanti li huma mpriża huma ntitolati li jirċievu massimu ta' għoxrin (20) Għotjiet A u Għotjiet B korrispondenti għal kull tip ta' vettura elenkata fit-Tabella 1. Ir-Regoli De Minimis għandhom japplikaw. F'dan il-każ u f'konformità mar-Regolament *de minimis*[2], l-ammont totali ta' għajnuna *de minimis* mogħtija lil impriża waħda taħt din l-iskema u kwalunkwe skema de minimis oħra, ma għandux jaqbeż fl-aggregat €200,000 (jew €100,000 fil-każ ta' impriża waħda li twettaq trasport tal-merkanzija bit-triq b'kiri jew bi ħlas) fuq perjodu kontinwu ta' tliet snin fiskali.

3. Kif għandha ssir l-applikazzjoni u d-dokumenti li għandhom jiġu ppreżentati

Il-proċess li ġej għandu japplika:

a) **Għotja A:** L-applikanti għandhom jitolbu din l-għotja waqt ir-reġistrazzjoni u l-liċenzjar tal-pedelec jew vettura

[1]Ir-Regoli De Minimis huma stipulati fir-Regolament tal-Kummissjoni (UE) Nru. 1407/2013 tat-18 ta' Diċembru 2013 dwar l-applikazzjoni tal-Artikoli 107 u 108 tat-Trattat dwar il-Funzjonament tal-Unjoni Ewropea għall-għajnuna de minimis [OJ L 352/1] , kif emendat bir-Regolament tal-Kummissjoni (UE) 2020/972 tat-2 ta' Lulju 2020 li jemenda r-Regolament (UE) Nru 1407/2013 fir-rigward tal-estensjoni tiegħu u li jemenda r-Regolament (UE) Nru 651/2014 fir-rigward tal-estensjoni tiegħu u l-aġġustamenti rilevanti [ĠU L 215/3].

[2]Regolament tal-Kummissjoni (UE) Nru. 1407/2013, ara nu.2 hawn fuq.

During 2021 and before the registration of the new pedelec or Category L vehicle on which a Grant A is issued, deregister a Category L or M1 or N1 vehicle which is at least 10 years old from the year of manufacture and which is registered on the applicant's name on the day of its deregistration.

2.3. Applicants who are persons are entitled to receive a maximum of one (1) Grant A and corresponding Grant B for each type of vehicle listed in Table 1, and a maximum of three (3) Grants A and corresponding Grants B overall through the scheme.

2.4. Applicants which are Local Councils or voluntary organisations that do not carry out an economic activity are entitled to receive a maximum of ten (10) Grant A and corresponding Grant B for each type of vehicle listed in Table 1.

2.5 Applicants which are voluntary organisations that carry out an economic activity are entitled to receive a maximum of ten (10) Grant A and corresponding Grant B for each type of vehicle listed in Table 1. In such cases and in line with the *de minimis* Regulation[1], the total amount of *de minimis* aid granted to such a voluntary organization under this scheme and any other *de minimis* scheme, shall not exceed in the aggregate €200,000 (or €100,000 in the case of a voluntary organisations performing road freight transport for hire or reward) over a rolling three fiscal year period.

2.6 Applicants which are undertakings are entitled to receive a maximum of twenty (20) Grant A and corresponding Grant B for each type of vehicle listed in Table 1. In such cases and in line with the *de minimis* Regulation[2], the total amount of *de minimis* aid granted to a single undertaking under this scheme and any other *de minimis* scheme, shall not exceed in the aggregate €200,000 (or €100,000 in the case of a single undertaking performing road freight transport for hire or reward) over a rolling three fiscal year period.

3. Manner of application, and supporting documents

The following application process shall apply:

a) **Grant A:** Applicants shall request this grant upon registration and licensing of the new pedelec or Category

[1]De Minimis rules are stipulated in Commission Regulation (EU) No. 1407/2013 of 18 December 2013 on the application of Articles 107 and 108 of the Treaty on the Functioning of the European Union to de minimis aid [OJ L 352/1] as amended by Commission Regulation (EU) 2020/972 of 2 July 2020, amending Regulation (EU) No 1407/2013 as regards it prolongation and amending Regulation (EU) No 651/2014 as regards its prolongation and relevant adjustments [OJ L 215/3].

[2]Commission Regulation (EU) No. 1407/2013, vide ft. 2 above.

fil-Kategorija L ġdida billi jissottomettu l-formola VEH70 li tista' titniżżel mis-sit ta' Transport Malta (www.transport.gov.mt) jew tinġabar mill-uffiċċji ta' Transport Malta fir-Raħal Ġdid jew Ħal Lija;

b) **Għotja B:** Fl-istess ħin meta l-pedelec jew vettura fil-Kategorija L ġdida tkun qed tiġi rreġistrata u liċenzjata, l-applikanti li jkunu nteressati f'din l-għotja għandhom jippreżentaw dokument ta' qerda maħruġ minn faċilità ta' trattament awtorizzata li jkun jiċċertifika li vettura fil-kategorija L jew M1 jew N1 li jkollha mill-anqas għaxar (10) snin mid-data tal-manufattura tagħha u li tkun irreġistrata f'isem l-applikant tkun ġiet meqruda fl-istess facilità u għaldaqstant tkun tista' titneħħa mir-reġistrazzjoni. Id-dettalji tal-vettura li tkun inqerdet għandhom ikunu nklużi fil-formola msemmija hawn fuq.

Applikazzjonijiet taħt din l-iskema, flimkien mad-dokumenti relatati, għandhom jiġu ppreżentati mill-applikant jew rappreżentant tiegħu fl-uffiċċji tad-*Driver and Vehicle Licensing Unit (DVLU)* ta' Transport Malta f'wieħed minn dawn l-indirizzi:

Livell 1, A3 Towers, Triq l-Arkata, Raħal Ġdid;
Malta Transport Centre, Triq il-Pantar, Ħal Lija, LJA2021.

4. Eleġibbiltà

(i) Sabiex ikun eliġibbli, applikant għandu jikkonforma mat-Taqsima 2, kif applikabbli.

(ii) Biex tikkwalifika għall-Għotja A, pedelec jew vettura fil-Kategorija L ġdida għandha taqa' f'waħda mill-kategoriji elenkati fil-kolonna 2 tat-Tabella 1.

(iii) Biex tikkwalifika għall-Għotja B, vettura fil-kategorija L jew M1 jew N1 li tkun tneħħiet mir-reġistrazzjoni għandha:

a) jkollha mill-anqas għaxar (10) snin fid-data tal-applikazzjoni, fejn l-età tkun ikkalkulata billi titnaqqas is-sena tal-manufattura murija fuq iċ-ċertifikat tar-reġistrazzjoni mis-sena li fiha tiġi ppreżentata l-applikazzjoni;

b) tkun irreġistrata fuq isem l-applikant dak inhar li fih il-vettura tkun se titneħħa mir-reġistrazzjoni, skont kif muri fuq iċ-ċertifikat tar-reġistrazzjoni tal-vettura u skont kif ikkonfermat mill-Awtorità;

c) tkun ġiet ittrasferita għal faċilità ta' trattament awtorizzata;

d) tkun ġiet imneħħija mir-reġistrazzjoni skont it-Taqsima VIII tar-Regolamenti dwar ir-Reġistrazzjoni u l-Liċenzjar ta' Vetturi bil-Mutur (L.S. 368.02) matul l-2021 u qabel ir-reġistrazzjoni tal-pedelec jew vettura fil-Kategorija L ġdida.

L vehicle by submitting form VEH70 which may be downloaded from Transport Malta's website (www.transport.gov.mt) or collected from Transport Malta's offices in Poala, or Ħal Lija;

b) **Grant B:** At the same time when the pedelec or Category L vehicle is being registered and licensed, applicants interested in this grant shall submit a certificate of destruction issued by an authorised treatment facility certifying that a Category L or M1 or N1 vehicle which is at least 10 years old from its year of manufacture and which was registered in the applicant's name has been destroyed in the same facility and therefore may be de-registered by the Authority. The details of the deregistered vehicle shall be included in the above-mentioned form.

Applications under this scheme, together with all the relevant documents, shall be submitted by the applicant or the applicant's representative at the offices of the Driver and Vehicle Licensing Unit (DVLU) of Transport Malta at any of the following addresses:

Level 1, A3 Towers, Arcade Street, Paola;
Malta Transport Centre, Triq il-Pantar, Ħal Lija, LJA2021.

4. Eligibility

(i) To be eligible, an applicant shall conform with Section 2, as applicable.

(ii) To qualify for Grant A, a new pedelec or Category L vehicle shall fall within one of the categories listed in column 2 of Table 1.

(iii) To qualify for Grant B, a Category L or M1 or N1 vehicle that is de-registered shall:

a) have at least ten (10) years on the date of application, with the age being calculated by deducting the vehicle's year of manufacture shown on the vehicle's registration certificate from the year in which the application is submitted;

b) be registered in the applicant's name on the date when the vehicle is to be de-registered, as shown on the vehicle's registration certificate or as confirmed by the Authority;

c) have been transferred to an authorised treatment facility;

d) have been de-registered in terms of Part VIII of the Registration and Licensing of Motor Vehicles Regulations (S.L.368.02) during 2021 and before the registration of the new pedelec or Category L vehicle.

(iv) Kull għotja li tingħata taħt din l-iskema m'għandhiex titqies bħala dħul għall-finijiet ta' taxxa fuq id-dħul.

(v) L-iskema se tinħareġ fuq bażi ta' min jiġi l-ewwel jinqeda l-ewwel sakemm il-baġit allokat jiġi eżawrit.

5. Ħlas tal-għotja

5.1. Fejn l-applikant jikkwalifika għal għotja, l-għotja titħallas direttament lill-applikant.

5.2. Fil-każ ta' applikazzjonijiet minn impriżi jew organizzazzjonijiet volontarji b'attività ekonomika, il-kundizzjonijiet li ġejjin għandhom japplikaw:

Il-ħlas isir biss jekk l-applikant ma jkunx laħaq il-limiti stabbiliti mir-regoli *de minimis*, jiġifieri l-għajnuna totali *de minimis* mogħtija lil impriża waħda jew organizzazzjoni volontarja m'għandhiex tkun iktar minn mitejn elf Ewro (€200,000), jew mitt elf Ewro (€100,000) lil impriża waħda jew organizzazzjoni volontarja li twettaq trasport tal-merkanzija bit-triq b'kiri jew b'kumpens, fuq kwalunkwe perjodu konsekuttiv ta' tliet (3) snin fiskali.

Dan il-limitu massimu jkun jinkludi l-għajnuna mill-iStat mogħtija taħt din l-iskema ta' għajnuna u kull miżura oħra ta' għajnuna mill-iStat mogħtija taħt ir-regoli *de minimis,* inklużi dawk riċevuti mingħand kwalunkwe entità apparti Transport Malta, matul il-perjodu ta' tlett snin fiskali. Kwalunkwe għajnuna *de minimis* riċevuta li teċċedi il-limitu massimu stabbilit trid tkun irkuprata, bl-interessi, mingħand l-impriża jew organizzazzjoni volontarja li tirċievi l-għajnuna.

L-applikanti għandhom jimlew u jissottomettu, flimkien mal-formola tal-applikazzjoni, formola ta' dikjarazzjoni *de minimis* iffirmata li tkun tindika kull għajnuna *de minimis* riċevuta matul is-sena fiskali attwali u l-aħħar sentejn fiskali.

6. Validità tal-applikazzjoni

Applikazzjoni ma titqiesx li tkun ġiet ippreżentata mill-applikant kemm-il darba din ma tkunx ġiet mimlija b'mod sħiħ u ma jkunux ġew preżentati magħha d-dokumenti kollha relevanti. Jekk l-applikazzjoni ma tiġix mimlija korrettement u ma jkollhiex magħha d-dokumenti relattivi, t-talba għall-għotja ma tiġix proċessata sakemm ma tiġix provduta l-informazzjoni li tkun nieqsa. L-Awtorità għandha tikteb lill-applikant dwar l-informazzjoni addizzjonali li tkun meħtieġa.

7. Rifużjoni tal-għotja

Kull pedelec jew vettura fil-Kategorija L ġdida li tinxtara mill-applikant permezz tal-Għotja A għandha tibqa' rreġsitrata f'isem l-applikant għal perjodu ta' mhux anqas minn sitta u tletin (36) xahar mid-data tar-reġistrazzjoni.

(iv) Any grant issued under this scheme shall not be assessed as income for tax purposes.

(v) The scheme will be issued on a first-come-first-served basis until the available budget is exhausted.

5. Payment of Grant

5.1. Where an applicant qualifies for a grant, such grant shall be paid directly to that applicant.

5.2. In the case of applications from undertakings or voluntary organisations that carry out an economic activity, the following additional conditions shall apply:

Payment shall be effected only if the applicant would not have reached the limits established in the De Minimis rules, i.e. the total amount of *de minimis* aid granted to a single undertaking or voluntary organisation shall not exceed the amount of two hundred thousand Euro (€200,000), or one hundred thousand Euro (€100,000) for a single undertaking or voluntary organisation performing road freight transport for hire or reward, over any period of three (3) consecutive fiscal years.

This maximum threshold would include all State aid granted under this aid scheme and any other State aid measure granted under the *de minimis* rule, including that received from any entity other than Transport Malta, over a period of three fiscal years. Any *de minimis* aid received in excess of the established applicable threshold will have to be recovered, with interest, from the undertaking or voluntary organisation receiving the aid.

Applicants are to fill in and submit, together with the application form, a signed *de minimis* declaration form indicating any *de minimis* aid received during the current fiscal year and the previous two fiscal years.

6. Validity of application

An application shall not be deemed to have been submitted by the applicant unless it is completed in full and is accompanied by all the relevant documents. If the application is not completed correctly and the relevant documents are not included, the claim for the grant shall not be processed unless the missing information is provided.

7. Refunding of grant

Any new pedelec or Category L vehicle purchased by the applicant through Grant A shall remain registered in the applicant's name for a period of at least thirty-six (36) months from the date of first registration. If the registered

F'każ li s-sid reġistrat ta' pedelec jew vettura fil-Kategorija L li fuqha tkun ħarġet Għotja A jew Għotja A u Għotja B taħt din l-iskema jittrasferixxi l-imsemmija vettura għal xi raġuni oħra għajr trasferiment *causa mortis* lil xi werriet, lil terza persuna, hu jkun irid irodd lura lill-Awtorità l-għotja jew għotjiet li jkun irċieva.

8. Tul tal-iskema

Din l-iskema tibqa' fis-seħħ sal-31 ta' Diċembru 2021 sakemm ma tiġix modifikata jew mitmuma qabel iż-żmien permezz ta' Avviż fil-Gazzetta tal-Gvern. L-iskema tiġi terminata b'mod awtomatiku meta l-ammont totali ta' għotjiet approvati jilħaq is-seba' mitt elf Ewro (€700,000).

9. Emendi għall-iskema

Il-Ministru għat-Trasport, Infrastruttura u Proġetti Kapitali jkollu d-dritt li jagħmel kull emendi f'din l-iskema permezz t' Avviż fil-Gazzetta tal-Gvern.

10. Talbiet b'qerq

Jekk jinstab li talbiet għall-għotja jkunu saru b'qerq, il-Ministru għat-Trasport, Infrastruttura u Proġetti Kapitali jista' jistittwixxi proċeduri kriminali kontra dawk responsabbli. Fil-każ li jkun sar ħlas żbaljat għal talba, il-Ministru għat-Trasport, Infrastruttura u Proġetti Kapitali, jirriżerva d-dritt li jirkupra l-flus imħallsa bi żball.

Id-9 ta' April, 2021

Nru. 482

MINISTERU GĦAT-TRASPORT, INFASTRUTTURA U PROĠETTI KAPITALI

Skema tal-Gvern biex tinċentiva t-tagħmir ta' Sistemi *Dual Fuel* fuq vetturi *Heavy-Duty* b'magni Diżil

IL-MINISTERU għat-Trasport, Infastruttura u Proġetti Kapitali, flimkien mal-Awtorità għat- Trasport f'Malta, qed iniedi skema ta' għotja ta' flus biex jinċentiva sidien ta' vetturi *heavy-duty* sabiex inaqqsu l-emissjoni ta' duħħan mill-vetturi bil-mutur tagħhom permezz tal-użu ta' sistemi *heavy-duty dual fuel* (HDDF). Din hija miżura oħra favur l-ambjent maħsuba biex ikomplu jonqsu l-emissjonijiet mit-traffiku stradali.

Soġġetta għall-kundizzjonijiet t'hawn taħt, titħallas għotja ta' tmien mitt Ewro (€800) meta vettura bil-mutur *heavy-duty* tiġi mgħammra b'sistema HDDF li tirriżulta fi tnaqqis ta' emissjonijiet ta' duħħan ta' mill-anqas ħamsa u għoxrin fil-mija (25%).

owner of a new pedelec or Category L vehicle on which a Grant A or a Grant A and Grant B have been issued under this scheme transfers the said vehicle for any reason, other than a transfer *causa mortis* to an heir, to a third party, then that person shall refund the grant or grants received to the Authority.

8. Duration of scheme

This scheme shall remain in force until the 31st December 2021 unless modified or terminated beforehand by a Notice in the Government Gazette. The scheme shall be automatically terminated when the total amount of approved grants reaches the amount of seven hundred thousand Euro (€700,000).

9. Amendments to the scheme

The Minister responsible for Transport, Infrastructure and Capital Projects shall have the right to make any amendments to this scheme by a Notice in the Government Gazette.

10. Fraudulent claims

Where a fraudulent claim arises, the Minister responsible for Transport, Infrastructure and Capital Projects may institute criminal proceedings against those responsible. In the event of an incorrect payment of a claim, the Ministry responsible for Transport, Infrastructure and Capital Projects reserves the right to recover funds paid in error.

9th April, 2021

No. 482

MINISTRY FOR TRANSPORT, INFRASTRUCTURE AND CAPITAL PROJECTS

Government scheme to incentivise the retrofitting of Dual Fuel Systems on Heavy-Duty vehicles with Diesel engines

THE Ministry for Transport, Infrastructure and Capital Projects in conjunction with the Authority for Transport in Malta, is launching a grant scheme to incentivise heavy-duty vehicle owners to reduce the emission of smoke from their motor vehicles through the retrofitting of Heavy-Duty Dual Fuel (HDDF) Systems. This is another environment-friendly budget measure aimed at further reducing emissions from road traffic.

Subject to the below conditions, a grant of eight hundred Euro (€800) will be paid when a heavy-duty motor vehicle is retrofitted with an HDDF system resulting in a reduction of smoke emissions of at least twenty five percent (25%).

L-iskema tidħol fis-seħħ fl-1 ta' Jannar 2021 u tagħlaq fil-31 ta' Diċembru 2021, jew sakemm il-baġit allokat ta' mitejn elf Ewro (€200,000) jiġi eżawrit.

L-għotjiet taħt din l-iskema għandhom jiġu assenjati fuq bażi ta' min jiġi l-ewwel jinqeda l-ewwel.

L-ISKEMA

1. Interpretazzjoni

Għall-finijiet ta' din l-iskema, sakemm ir-rabta tal-kliem ma tkunx teħtieġ xort'oħra:

'applikant' tfisser il-persuna li tkun qiegħda tapplika għall-għotja taħt din l-iskema u li, filwaqt li tkun impriża stabbilita f'Malta, jkollha l-vettura reġistrata f'isimha;

'applikazzjoni' tfisser l-applikazzjoni li ssir għal għotja taħt din l-iskema;

'ċertifikat ta' tagħmir' tfisser iċ-ċertifikat maħruġ minn persuna kompetenti wara li tkun ġiet installata sistema HDDF fuq vettura bil-mutur *heavy-duty*;

'persuna kompetenti' tfisser il-persuna li:

hija approvata mir-Regolatur għas-Servizzi tal-Enerġija u l-Ilma biex twettaq xogħol, superviżjoni u ċertifikazzjoni relatati mat-tagħmir ta' sistemi HDDF; u

hija approvata biex tinstalla sistemi HDDF mill-manifattur tal-istess sistemi.

'għotja' tfisser l-għotja li qiegħda tingħata taħt din l-iskema lil applikant li jissodisfa r-rekwiżiti tat-taqsima 4;

'sistema *heavy-duty dual fuel'* tfisser sistema ta' modifika ta' magna, kif definita fir-Regolament tan-NU Nru 143, maħsuba biex magna diżil immodifikata taħdem bi fjuwil diesel u fjuwil gassuż simultanjament biż-żewġ fjuwils jiġu mkejla separatament;

'vettura bil-mutur *heavy-duty*' tfisser vettura bil-mutur użata għall-ġarr ta' merkanzija jew passiġġieri li hija mħaddma minn magna tat-tqabbid bil-kompressjoni (diżil) u li għandha piż massimu permissibbli li jaqbeż l-elfejn, sitt mija u għaxar kilogrammi (2,610kg), kif definita fl-Artikolu 1.1 tal-Parti B tar-Regolament tan-NU Nru 143, fl-Artikolu 1.1 tar-Regolament tan-NU Nru 49, u fl-Artikolu 2 tar-Regolament (KE) Nru 595/2009;

'sistema HDDF' tfisser sistema *heavy-duty dual fuel;*

'Malta' tfisser il-gżejjer Maltin;

'sid reġistrat' tfisser il-persuna li f'isimha vettura tkun ġiet reġistrata minn Transport Malta;

The scheme comes into effect on the 1st January 2021 and closes on the 31st December 2021, or until the allocated budget of two hundred thousand Euro (€200,000) is exhausted.

The grants in this scheme shall be assigned on a first-come-first-served basis.

THE SCHEME

1. Interpretation

For the purposes of the scheme, unless the context otherwise requires:

'applicant' means the person applying for the grant under this scheme and who, apart from being an undertaking established in Malta, has the vehicle registered in his name;

'application' means the application made for a grant under this scheme;

'certificate of retrofitting' means the certificate issued by a competent person after the carrying out of the retrofitting of an HDDF system on a heavy-duty motor vehicle;

'competent person' means the person who:

is approved by the Regulator for Energy and Water Services to carry out work, supervision and certification related to the retrofitting of HDDF systems; and

is approved to install HDDF systems by the manufacturer of the same systems.

'grant' means the grant being given under this scheme to an applicant who satisfies the requirements of section 4;

'heavy-duty dual fuel system' means an engine retrofit system, as defined by UN Regulation No. 143, meant to allow a retrofitted diesel engine to operate with a diesel fuel and a gaseous fuel simultaneously with both fuels being metered separately;

'heavy-duty motor vehicle' means a motor vehicle used for the carriage of goods or passengers which is powered by a compression-ignition (diesel) engine and which has a maximum permissible mass exceeding two thousand, six hundred and ten kilograms (2,610kg), as defined in Article 1.1 of Part B of UN Regulation No. 143, Article 1.1 of UN Regulation No. 49, and Article 2 of Regulation (EC) No. 595/2009;

'HDDF system' means a heavy-duty dual fuel system;

'Malta' means the islands of Malta;

'registered owner' means the person in whose name a motor vehicle is registered by Transport Malta;

'ir-Regolatur għas-Servizzi tal-Enerġija u l-Ilma' jfisser ir-regolatur għas-Servizzi tal-Enerġija u l-Ilma responsabbli għas-servizzi relattivi għall-enerġija u l-ilma u sabiex jipprovdi dwar affarijiet anċillari għal dan jew konnessi ma' dan;

'Regulator for Energy and Water Services means the Regulator responsible for services relating to energy and water and to make provision with respect to matters ancillary thereto and connected therewith;

'impriża waħda tinkludi, għall-iskopijiet ta' din l-iskema, l-intrapriżi kollha li jkollhom bejniethom mill-inqas waħda mir-relazzjonijiet li ġejjin:

'Single undertaking' includes, for the purposes of this scheme, all enterprises having at least one of the following relationships with each other:

a) intrapriża waħda li jkollha l-maġġoranza tad-drittijiet tal-vot tal-azzjonisti jew tal-membri f'intrapriża oħra;

a) one enterprise has a majority of the shareholders' or members' voting rights in another enterprise;

b) intrapriża waħda li jkollha d-dritt taħtar jew tneħħi maġġoranza mill-membri tal-korp amministrattiv, tal-ġestjoni jew dak ta' sorveljanza ta' intrapriża oħra;

b) one enterprise has the right to appoint or remove a majority of the members of the administrative, management or supervisory body of another enterprise;

c) intrapriża waħda li jkollha d-dritt teżerċita influwenza dominanti fuq intrapriża oħra skont kuntratt ma' dik l-intrapriża jew skont dispożizzjoni tal-memorandum jew tal-artikoli ta' assoċjazzjoni tagħha;

c) one enterprise has the right to exercise a dominant influence over another enterprise pursuant to a contract entered with that enterprise or to a provision in its memorandum or articles of association;

d) intrapriża waħda, illi tkun azzjonista fi jew membru ta' intrapriża oħra, tikkontrolla waħedha, skont ftehim ma' azzjonisti oħra fi jew membri ta' dik l-intrapriża, maġġoranza tad-drittijiet tal-voti tal-azzjonisti jew tal-membri f'dik l-intrapriża.

d) one enterprise, which is a shareholder in or member of another enterprise, controls alone, pursuant to an agreement with other shareholders in or members of that enterprise, a majority of shareholders' or members' voting rights in that enterprise.

L-intrapriżi li jkollhom waħda mir-relazzjonijiet imsemmijin fil-punti (a) sa (d) tal-ewwel subparagrafu permezz ta' intrapriża waħda jew aktar għandhom wkoll jitqiesu bħala impriża waħda.

Enterprises having any of the relationships referred to in points (a) to (d) above through one or more other enterprises shall also be considered to be a single undertaking.

'emissjoni ta' duħħan' tfisser l-emissjonijiet viżibbli minn magna tat-tqabbid bil-kompressjoni (diżil);

'smoke emissions' means the visible emission from a compression-ignition (diesel) engine;

'valur ta' emissjonijiet ta' duħħan' jirreferi għall-kejl ta' duħħan maħruġ minn magna tat-tqabbid bil-kompressjoni (diżil) (imsejjaħ ukoll bħala 'l-valur K') permezz ta' miter tal-opaċità użat fi stazzjon awtorizzat għat-testijiet ta' affidabilità stradali skont ir-Regolamenti dwar Testijiet biex Jiċċertifikaw li Vetturi bil-Mutur huma Tajba għat-Triq (L.S. 65.15);

'smoke emissions value' refers to the measurement of smoke emitted by a compression-ignition (diesel) engine (also referred-to as the 'K value') by means of an opacity meter used within an authorized vehicle roadworthiness testing station in terms of the Motor Vehicle Roadworthiness Test Regulations (S.L.65.15);

'impriża stabbilita f'Malta' tfisser kull kumpanija kummerċjali, kompriżi soċjetajiet bi sħubija, reġistrati f'Malta mal-Awtorità Maltija għas-Servizzi Finanzjarji, jew persuna li taħdem għal rasha skont il-liġi nazzjonali, jew koperattiva;

'undertaking established in Malta' means any commercial company including partnerships registered in Malta with the Malta Financial Services Authority, or a self-employed person in accordance with National Law, or a cooperative society;

'Transport Malta' tfisser l-Awtorità għat-Trasport f'Malta stabbilita bl-Att dwar l-Awtorità għat-Trasport f'Malta (Kap. 499);

'Transport Malta' means the Authority for Transport in Malta set up under the provisions of the Authority for Transport in Malta Act (Cap. 499);

'ċertifikat tar-reġistrazzjoni tal-vettura' tfisser iċ-ċertifikat ta' reġistrazzjoni ta' vettura maħruġ minn Transort Malta li jiċċertifika li l-vettura bil-mutur hija reġistrata u f'isem min il-vettura hija reġistrata;

'vehicle registration certificate' means the vehicle registration certificate issued by Transport Malta providing proof of registration of the motor vehicle and in whose name the vehicle is registered.

2. Għal min tapplika l-iskema

2.1. L-iskema tapplika għal impriża stabbilita f'Malta, fil-limiti stabbiliti fir-regoli *de minimis*[1], li hija s-sid reġistrat ta' vettura bil-mutur *heavy-duty* li:

(a) hija rreġistrata ma', u liċenzjata minn, Transport Malta f'isem l-applikant fid-data tat-tagħmir u fid-data tas-sottomissjoni tal-applikazzjoni għall-għotja;

(b) hija mgħammra b'sistema HDDF approvata minn awtorità tal-approvazzjoni tat-tip awtorizzata għall-modifiċi skont ir-Regolament (UE) Nru. 2018/858;

(ċ) ġiet mgħammra b'sistema HDDF minn persuna kompetenti; u

(d) kellha l-valur tal-emissjoni tad-duħħan tagħha mnaqqas b'mill-inqas ħamsa u għoxrin fil-mija (25%) bħala riżultat tat-tagħmir tas-sistema HDDF.

3. Kif għandha ssir l-applikazzjoni u d-dokumenti li għandhom jiġu ppreżentati

(i) Applikazzjoni għal għotja taħt din l-iskema għandha ssir mis-sid reġistrat wara li l-vettura bil-mutur *heavy-duty* tiġi mgħammra b'sistema HDDF minn persuna kompetenti. Dan għandu jsir permezz tal-formola ta' applikazzjoni VEH 60, li tista' titniżżel mill-website ta' Transport Malta, jew tinġabar mill-uffiċċji ta' Transport Malta fir-Raħal Ġdid, jew f'Ħal Lija, jew f'Għawdex.

(ii) L-applikazzjoni għandha tiġi ffirmata u ttimbrata mill-persuna kompetenti u għandhom jiġu preżentati magħha d-dokumenti u l-ħlas li ġejjin:

[1]Ir-Regoli *de minimis* huma stipulati kif ġej:

Għal applikanti li mhumiex attivi fil-produzzjoni primarja ta' prodotti agrikoli jew fis-settur tas-sajd: Regolament tal-Kummissjoni (UE) Nru. 1407/2013 tat-18 ta' Diċembru 2013 dwar l-applikazzjoni tal-Artikoli 107 u 108 tat-Trattat dwar il-Funzjonament tal-Unjoni Ewropea għall-għajnuna *de minimis*, kif emendat bir-Regolament tal-Kummissjoni (UE) 2020/972 tat-2 ta' Lulju 2020 li jemenda r-Regolament (UE) Nru 1407/2013 fir-rigward tal-estensjoni tiegħu u li jemenda r-Regolament (UE) Nru 651/2014 fir-rigward tal-estensjoni tiegħu u l-aġġustamenti rilevanti [ĠU L 215/3].

Għal applikanti li huma attivi fil-produzzjoni primarja ta' prodotti agrikoli: Regolament tal-Kummissjoni (UE) Nru 1408/2013 tat-18 ta' Diċembru 2013 dwar l-applikazzjoni tal-Artikoli 107 u 108 tat-Trattat dwar il-Funzjonament tal-Unjoni Ewropea għall-għajnuna *de minimis* fis-settur tal-agrikoltura, kif emendat bir-Regolament tal-Kummissjoni (UE) 2019/316 tal-21 ta' Frar 2019;

Għal applikanti li huma attivi fis-setttur tas-sajd: Regolament tal-Kummissjoni (UE) Nru 717/2014 tas-27 ta' Ġunju 2014 dwar l-applikazzjoni tal-Artikoli 107 u 108 tat-Trattat dwar il-Funzjonament tal-Unjoni Ewropea għall-għajnuna *de minimis* fis-settur tas-sajd u tal-akkwakultura, kif emendat bir-Regolament tal-Kummissjoni (UE) 2020/2008 tat-8 ta' Diċembru 2020

2. Area of applicability

2.1. The scheme applies to an undertaking established in Malta, within the limits established in the de minimis[1] rules, who is the registered owner of a heavy-duty vehicle which:

(a) is registered with, and licensed by, Transport Malta in the name of the applicant on the date of retrofitting and on the date of submission of application for the grant;

(b) has been retrofitted with an HDDF system approved by a type-approval authority as the kind authorized for retrofitting in accordance with Regulation (EU) No. 2018/858;

(c) has been retrofitted with an HDDF system by a competent person; and

(d) had its smoke emission value reduced by at least twenty five percent (25%) as a result of the retrofitting of the HDDF system.

3. Manner of application and supporting documents

(i) An application for a grant under this scheme shall be made by the registered owner following the retrofitting of the motor vehicle with an HDDF system by a competent person. Application form VEH60 – which may be downloaded from the website of Transport Malta or collected from Transport Malta's offices in Poala, or Lija, or Gozo - shall be used for this purpose.

(ii) Applications shall be signed and stamped by the competent person and shall be accompanied by the following documents and payment:

[1]De Minimis rules are stipulated as follows:

For applicants who are not active in the primary production of agricultural products or in the fisheries sector:Commission Regulation (EU) No. 1407/2013 of 18 December 2013 on the application of Articles 107 and 108 of the Treaty on the Functioning of the European Union to de minimis aid as amended by Commission Regulation (EU) 2020/972 of 2 July 2020, amending Regulation (EU) No 1407/2013 as regards it prolongation and amending Regulation (EU) No 651/2014 as regards its prolongation and relevant adjustments [OJ L 215/3].

For applicants who are active in the primary production of agricultural products: Commision Regulation (EU) No. 1408/2013 of 18 December 2013 on the application of Articles 107 and 108 of the Treaty on the Functioning of the European Union to de minimis aid in the agriculture sector as amended by Commission Regulation (EU) 2019/316 of 21 February 2019;

For applicants who are active in the fisheries sector: Commision Regulation (EU) No. 717/2014 of 27 June 2014 on the application of Articles 107 and 108 of the Treaty on the Functioning of the European Union to de minimis aid in the fisheries and aquaculture sector as amended by Commission Regulation (EU) 2020/2008 of 8 December 2020.

(a) Kopja taċ-ċertifikat tal-approvazzjoni tat-tip tas-sistema HDDF skont ir-Regolament tan-NU Nru 143;

(b) fil-każ fejn iċ-ċertifikat tal-approvazzjoni tat-tip imsemmi hawn fuq ma japplikax għat-tip ta' magna jew il-familja ta' magna tal-vettura li fuqha ġiet installata s-sistema HDDF, rapport minn inġinier bil-*warrant* li jiċċertifika l-affidabbiltà stradali u s-sikurezza ta' dik il-vettura ma ġewx affettwati b'mod negattiv bl-installazzjoni tas-sistema HDDF fuq l-istess vettura;

(ċ) kopja taċ-ċertifikat tat-tagħmir maħruġ mill-persuna kompetenti;

(d) iċ-ċertifikat tar-reġistrazzjoni oriġinali tal-vettura (il-logbook);

(e) riżultat tat-test tal-emissjonijiet tal-VRT maħruġ qabel li l-vettura tkun ġiet mgħammra bis-sistema HDDF, bil-vettura taħdem fuq id-dīżil biss (Riżultat Dīżil-Biss);

(f) riżultat tat-test tal-emissjonijiet tal-VRT maħruġ wara li l-vettura tkun ġiet mgħammra bis-sistema HDDF, bil-vettura taħdem b'żewġ fjuwils (Riżultat-*Dual-Fuel*);

(ġ) ħlas amministrattiv ta' għaxar Ewro (€10), pagabbli lil Transport Malta, għall- ħruġ ta' ċertifikat ġdid ta' reġistrazzjoni tal-vettura.

(iii) Applikazzjonijiet jiġu aċċettati biss jekk il-valur tal-emissjoni tad-duħħan fir-Riżultat *Dual-Fuel* ma jaqbiżx il-valur tal-emissjoni tad-duħħan fir-Riżultat Dīżil-Biss immultiplikat b'żero punt ħamsa u sebgħin (0.75).

(iv) Applikazzjonijiet taħt din l-iskema, flimkien mad-dokumenti rilevanti kollha, għandhom jiġu ppreżentati mill-applikant lil Transport Malta, Taqsima tal-Liċenzjar tat-Trasport Stradali (RTLU), A3 Towers, Triq l-Arkata, Raħal Ġdid, bejn is-7.30 a.m. u s-1.00 p.m., matul il-ġranet tax-xogħol, jew jintbagħtu bil-posta fl-istess indirizz.

4. Eliġibbiltà

(i) Biex ikun eliġibbli, l-applikant għandu jkun konformi mat-Taqsima 2.

(ii) Biex tikkwalifika, il-vettura bil-mutur:

(a) għandha tkun irreġistrata f'isem l-applikant fid-data li fiha ssir l-installazzjoni u fid-data tal-applikazzjoni għall-għotja;

(b) għandha tkun vettura bil-mutur *heavy-duty*;

(ċ) għandha tkun mgħammra b'sistema HDDF minn persuna kompetenti u għandu jkollha s-sistema HDDF installata fuqha konformi mar-rekwiżiti tal-UNECE R143 u jkollha approvazzjoni tat-tip maħruġa minn Awtorità għall-Approvazzjoni tat-Tip skont ir-Regolament (UE) Nr. 2018/858;

(a) a copy of the HDDF system's type-approval certificate against UN Regulation No. 143;

(b) in the case where the above-mentioned type-approval certificate does not apply to the engine type or engine family of the vehicle on which the HDDF system has been retrofitted, a report from a warranted engineer certifying that vehicle's roadworthiness and safety were not negatively impacted by the retrofitting of the HDDF system on the same vehicle;

(c) a copy of the certificate of retrofitting issued by the competent person;

(d) the original vehicle's registration certificate (logbook);

(e) a VRT emissions test result issued before the retrofitting of the HDDF system with the vehicle running on Diesel only (Diesel-Only Result);

(f) a VRT emissions test result issued after the retrofitting of the HDDF system with the vehicle running on Dual-Fuel mode (Dual-Fuel Result);

(g) an administrative fee of ten Euro (€10), payable to Transport Malta, for the issue of a new vehicle registration certificate.

(iii) Applications will be accepted only if the smoke emission value in the Dual-Fuel Result does not exceed the smoke emission value in the Diesel-Only Result multiplied by zero point seventy-five (0.75);

(iv) Applications under this scheme, together with all the relevant documents, shall be submitted by the applicant to Transport Malta, Road Transport Licensing Unit (RTLU), A3 Towers, Arcade Street, Paola, between 7.30 a.m. and 1.00 p.m., during working days, or mailed to the same address.

4. Eligibility

(i) To be eligible, an applicant shall conform with Section 2.

(ii) To qualify, the motor vehicle:

(a) shall be registered in the applicant's name on the date of retrofitting and date of submission of application for the grant;

(b) shall be a heavy-duty motor vehicle;

(c) shall be retrofitted with an HDDF system by a competent person and shall have the HDDF system installed thereto complying with the requirements of UN Regulation No. 143 and type-approved by an authorised type-approval authority in accordance with Regulation (EU) No. 2018/858;

(d) għandha, fil-każ fejn l-approvazzjoni tat-tip imsemmija hawn fuq ma tapplikax għat-tip ta' magna jew il-familja ta' magna tal-vettura li fuqha ġiet installata s-sistema HDDF, tkun koperta b'rapport minn inġinier bil-*warrant* li jiċċertifika l-affidabbiltà stradali u s-sikurezza ta' dik il-vettura ma ġewx affettwati b'mod negattiv bl-installazzjoni tas-sistema HDDF fuq l-istess vettura;

(e) għandu jkollha stiker tas-sigurtà approvata minn Transport Malta mwaħħla fuq in-naħa tax-xellug tal-windskrijn tal-vettura biex tikkonferma li l-vettura kienet installata b'sistema HDDF. L-istiker tas-sigurtà għandha tkun ipprovduta mill-persuna kompetenti.

(iii) Applikant ikun intitolata għal massimu ta' għaxar (10) għotjiet taħt din l-iskema, u għalhekk għal mhux aktar minn tmint elef Euro (€8,000).

5. Ħlas tal-għotja

Fejn l-applikant jikkwalifika għall-għotja, l-għotja titħallas direttament lill-applikant. L-għotja li tingħata m'għandhiex tkun stmata bħala dħul għall-skopijiet ta' taxxa fuq id-dħul.

Il-ħlas għandu jsir biss jekk l-impriża ma tkunx laħqet il-limitu massimum stabbilit mir-regoli *de minimis* applikabbli skont is-settur li fih ikun attiv l-applikant, skont kif muri fil-punt 2.1 ta' dan id-dokument.

Il-limitu massimu jkun jinkludi l-għajnuna mill-iStat mogħtija taħt din l-iskema ta' għajnuna u kull miżura oħra ta' għajnuna mill-iStat mogħtija taħt ir-regoli *de minimis* inkluż dawk riċevuti minn kwalunkwe entita' apparti Transport Malta matul perjodu ta' tlett snin fiskali. Kwalunkwe għajnuna *de minimis* riċevuta li teċċedi il-limitu massimu stabbilit trid tkun irkuprata, bl-interessi, mingħand l-impriża li tirċievi l-għajnuna.

L-applikanti kollha għandhom jimlew u jissottomettu, flimkien mal-formola tal-applikazzjoni, formola ta' dikjarazzjoni *de minimis* iffirmata li tkun tindika kull għajnuna *de minimis* riċevuta matul is-sena fiskali attwali u l-aħħar sentejn fiskali.

6. Validità tal-applikazzjoni

Applikazzjoni m'għandiex titqies li tkun ġiet sottomessa mill-applikant sakemm ma tkunx mimlija kompletament u tkun akkumpanjata mid-dokumenti rilevanti kollha. Jekk l-applikazzjoni ma tkunx mimlija b'mod korrett u d-dokumenti rilevanti ma jkunux inklużi, it-talba għall-għotja m'għandiex tiġi pproċessata sakemm ma tingħatax l-informazzjoni nieqsa. Transport Malta għandha tikteb lill-applikant biex tavżah dwar l-informazzjoni meħtieġa.

(d) shall, in the case where the above-mentioned type-approval does not apply to the engine type or engine family of the vehicle, be covered by a report from a warranted engineer certifying that vehicle's roadworthiness and safety was not negatively impacted by the retrofitting of the HDDF system on the same vehicle;

(e) shall have a security sticker approved by Transport Malta affixed on the left-hand side of the vehicle's windscreen to confirm that the vehicle was installed with an HDDF system. The security sticker shall be provided by the competent person.

(iii) An applicant shall be entitled for up to ten (10) grants under this scheme, and therefore for not more than eight thousand Euros (€8,000).

5. Payment of Grant

Where an applicant qualifies for the grant, the grant shall be paid directly to the applicant. The grant given shall not be assessed as income for income tax purposes.

Payment shall be effected only if the undertaking would not have reached the maximum threshold established in the applicable De Minimis rules depending on the sector in which the applicant is active, as indicated in point 2.1 of this document.

This maximum threshold would include all State aid granted under this aid scheme and any other State aid measure granted under the *de minimis* rule including that received from any entity other than Transport Malta over a period of three fiscal years. Any *de minimis* aid received in excess of the established applicable threshold will have to be recovered, with interest, from the undertaking receiving the aid.

All applicants are to fill in and submit, together with the application form, a signed *de minimis* declaration form indicating any *de minimis* aid received during the current fiscal year and the previous two fiscal years.

6. Validity of application

An application shall not be deemed to have been submitted by the applicant unless it is completed in full and is accompanied by all the relevant documents. If the application is not completed correctly and the relevant documents are not included, the claim for the grant shall not be processed until the missing information is provided. Transport Malta shall write to the applicant advising him about the information required.

7. Rifużjoni tal-għotja jekk it-tagħmir jitneħħa jew jiġi diżattivat

Persuna li tirċievi għotja taħt din l-iskema għandha tkun obbligata li tirrifondi din l-għotja lill-Awtorità jekk f'perjodu ta' sitta u tletin (36) xahar mid-data tal-approvazzjoni tal-għotja:

(a) is-sid ta' vettura li fuqha kienet ġiet imwaħħla sistema HDDF jagħmel talba lil Transport Malta biex titneħħa din is-sistema; jew

(b) ikun ippruvat li din is-sistema jew tneħħiet, jew ġiet diżattivata bi kwalunkwe mod, jew ma kinitx qed tintuża kif xieraq kif muri mill-apparat tal-kejl tas-sistema HDDF; jew

(ċ) jirriżulta li l-apparat tal-kejl tas-sistema HDDF tneħħa jew ġie mbagħbas; jew

(d) l-istiker tas-sigurtà tkun tneħħiet.

8. Tul tal-iskema

Din l-iskema għandha tibqa' fis-seħħ sal-31 ta' Diċembru, 2021, sakemm ma tkunx modifikata jew mitmuma minn qabel b'Avviż fil-Gazzetta tal-Gvern. L-għotjiet taħt din l-iskema għandhom ikunu limitati għal mitejn u ħamsin (250) applikazzjoni. Minkejja dan, il-Gvern jista' jtemm l-iskema fi kwalunkwe ħin billi jagħti avviż minn qabel.

L-iskema tista' tiġġedded kif meqjus neċessarju mill-Ministru għat-Trasport, Infrastruttura u Proġetti Kapitali permezz ta' Avviż fil-Gazzetta tal-Gvern.

9. Emendi għall-iskema

Il-Ministru għat-Trasport, Infrastruttura u Proġetti Kapitali jista' jagħmel kull emenda għal din l-iskema permezz ta' Avviż fil-Gazzetta tal-Gvern.

10. Talbiet b'qerq

Fejn tinstab talba għall-għotja li tkun saret b'qerq, Transport Malta tista' tibda proċeduri kriminali kontra dawk responsabbli. Fil-każ ta' ħlas żbaljat ta' talba, Transport Malta tirriżerva d-dritt li tirkupra l-fondi mħallsa bi żball.

11. Persuni kompetenti

Lista aġġornata tal-persuni kompetenti tista' tinkiseb mill-websajt tar-Regolatur għas-Servizzi tal-Enerġija u l-Ilma fuq il-link li ġej:

(http://downloads.rews.org.mt/files/1698667f-4dda-41a2-8dcd-c3b97614df62_65e6018b-4e84-4931-876a-957a8f976fe4.pdf)

7. Refund of grant if the retrofitting is removed or disabled

A person who receives a grant under this scheme shall be obliged to refund such grant to the Authority if within a period of at least thirty-six (36) months from the date of the grant's approval:

a) the owner of a vehicle on which an HDDF system had been retrofitted makes a request to Transport Malta to have the HDDF system removed; or

b) it is proven that this system was either removed, or disabled in any way, or was not being used appropriately as evidenced from the HDDF system's metering device; or

c) it results that the HDDF system's metering device has been removed or tampered with; or

d) the security sticker has been removed.

8. Duration of scheme

This scheme shall remain in force until the 31st December, 2021, unless modified or terminated beforehand by a Notice in the Government Gazette. The grants under this scheme shall be capped to two hundred and fifty (250) applications. These grants shall be considered as terminated when the respective capping is reached. Notwithstanding, Government may terminate the scheme at any time by giving prior notice.

The scheme may be renewed as deemed necessary by the Minister for Transport, Infrastructure and Capital Projects by a Notice in the Government Gazette.

9. Amendments to the scheme

The Minister for Transport, Infrastructure and Capital Projects may make any amendments to this scheme by a Notice in the Government Gazette.

10. Fraudulent claims

Where a fraudulent claim arises, Transport Malta may institute criminal proceedings against those responsible. In the event of an incorrect payment of a claim, Transport Malta reserves the right to recover funds paid in error.

11. Competent persons

An updated list of competent persons may be obtained from the website of the Regulator for Energy and Water Services on the following link:

(http://downloads.rews.org.mt/files/1698667f-4dda-41a2-8dcd-c3b97614df62_65e6018b-4e84-4931-876a-957a8f976fe4.pdf)